

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
December 14, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles

Eric Johnson

Keele Johnson

Kelly Laws

Randy Pemberton

City Manager: Chris Webb

City Treasurer: Kate Turk

City Planner: Bret Hosler

General Services Director: Jeff Black

City Engineer: Terry Ekker

Others Present: Terri Laws, Etta Shumway, Bill Lassiter

1. Prayer/Thought - A prayer was offered by Terri Laws.
2. The Pledge of Allegiance was recited.
3. **Councilmember Pemberton moved to accept the minutes and financial disbursements of the November 23, 2004 meeting. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried. Mr. Webb made Mayor and Council aware that the sewer hardship cases cannot be handled in a private session. They have to be held in an open meeting.

4. Ms. Etta Shumway requested that Council give her a reduction on her water bill as they had a leak and it was repaired as soon as it was detected. She asked that the penalty portion above 50,000 gallons be charged at regular rates instead of drought penalty rates.
5. Mr. Bill Lassiter addressed Mayor and Council and made them aware of the remodeling project that will be happening at both Kigalia apartment units. He asked that the City waive the building permit fees. These renovations will primarily be funded by a rural development loan. Mr. Lassiter was asked if they would be connecting the apartments to natural gas with these renovations and he stated that they were not. He did explain that their plan is to work around the people living in the units as not to displace anyone.
6. Mayor Turk explained two changes to the agenda. Action item a - archaeology conference camping will be moved to a discussion item. Councilmember Laws asked that discussion item a - sewer hardship connections be stricken.
7. Mr. Jeff Black presented that November 2004 Natural Gas and Water reports.

Mr. Chris Webb reminded Mayor and Council of the City Christmas Party which will be held on December 21 @ 6:00 p.m. at the Arts and Events Center and asked that they please R.S.V.P.

9. Mr. Webb explained that the deed from the Irrigation Company to the City, which deeds the irrigation canal to the City, has been recorded. The City is now eligible to pursue a grant to culvert the ditch. Councilmember Laws stated that he intends to ask the Irrigation Company to deed to the City the Irrigation Ditch to divert water west toward Highway 95 and West Water Canyon so that in the future if growth demands it can be used. Council agreed that this was a good idea.

10. Mr. Webb made Mayor and Council aware that the skatepark will be completed in the spring of 2005. It has been closed down with fencing and no trespassing signs posted.

11. Mr. Webb explained that because of natural gas costs, the City rate will have to be raised .10 per therm for the winter months. Councilmember K. Johnson explained that propane is up 26% and natural gas is up 15% and Mr. Webb locked in our natural gas at only a 9% increase.

12. Mr. Webb read the motion from a previous meeting explaining the Precis/SJHS television station for Councilmember Laws. He stated that he was satisfied with this issue now.

13. Mr. Bret Hosler reported that he contacted Shumway Auto regarding the junk cars issue. He was told by Shumway Auto that they would accept junk cars free of charge if they are delivered to them with a title or bill of sale signed over to Shumway Auto. They would also pick up junk cars for a fee of \$25.00. Mayor Turk suggested that the citizens be made aware of this.

14. Mayor Turk presented the November 2004 police report.

15. Councilmember K. Johnson moved to approve the 2005 Holiday Schedule as presented. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried. (See page 3)

16. Councilmember Bayles moved to approve the 2005 Council Meeting Schedule excluding the 2nd meeting in December which will be cancelled and to also cancel the December 28, 2004 meeting. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

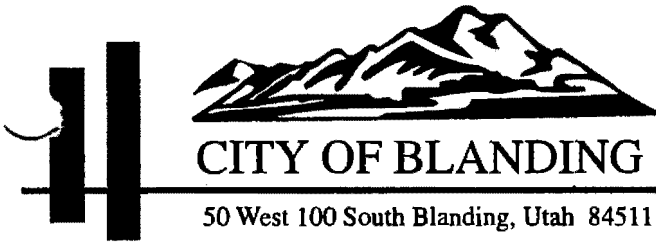
Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried. (See page 5)



“Base Camp to Adventure”

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail cityoffice@blanding-ut.gov

City of Blanding **2005 Holiday Schedule**

December 31st	Friday	New Years Day
January 17th	Monday	Human Rights Day
February 21st	Monday	Presidents Day
May 30th	Monday	Memorial Day
July 4th	Monday	Independence Day
July 25th	Monday	Pioneer Day
September 5th	Monday	Labor Day
October 10th	Monday	Columbus Day
November 11th	Friday	Veterans Day
November 24th	Thursday	Thanksgiving
November 25th	Friday	Day After Thanksgiving
December 26th	Monday	Christmas

These are the scheduled City holidays for the year. Please plan work loads, additional vacation, and emergency services accordingly.

Chris Webb, City Administrator

Advise and consent was given to give Christmas gifts in the following amounts: Full time employees - \$100, part time employees - \$50, Boards - \$25.

18. Councilmember Pemberton began a discussion regarding the archeology conference camping use of City property. He suggested they be offered the old golf course. After a short discussion, no decision was made. Councilmember K. Johnson will talk to Bob McPherson at C.E.U. and see if they have any property they'd be willing to offer.

19. Mr. Webb updated Mayor and Council on the Recreation Complex. Mr. Bob McPherson has let Mr. Webb know that their need is immediate and they will proceed whether the City participates or not. After a short discussion, Councilmember K. Johnson asked that this be put on the agenda for a meeting in January 2005 for further discussion.

20. Councilmember E. Johnson explained that he has had contractors visit with him about contractors employees quitting and working on their own without any state licensing. This is a violation of state law. Mr. Webb stated that is not our jurisdiction or job to keep track of who is or isn't state licensed. The only way the City can be involved in this is by denying a building permit. Councilmember E. Johnson stated that Mr. Hosler can ask for state licensing and turn them into the State if it isn't adequate. Mr. Webb doesn't feel this should be Mr. Hosler's problem. Mr. Hosler explained that no building permit is required to side a house or roof a house, etc. He also stated that he does check for state licensing regularly.

21. Mayor Turk asked if the new street sweeper is operating. Mr. Black explained that it has been winterized and unless instructed otherwise, will not be used again until spring. No instructions were given otherwise.

Councilmember Pemberton stated that 100 East is the longest road in the City without an intersection that has no speed limit signs. It was stated that this is a police department issue.

23. Councilmember K. Johnson moved to adjourn. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws


Councilmember Pemberton

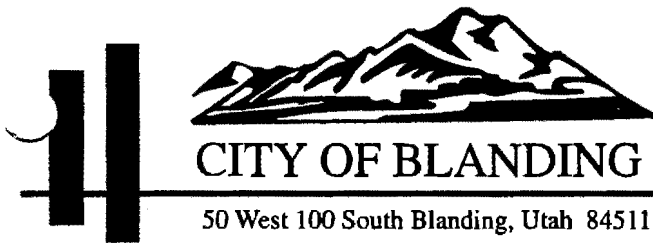
Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried

Meeting adjourned at 8:45 p.m.

By 
M. Kate Turk, Deputy Recorder



“Base Camp to Adventure”

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail cityoffice@blanding-ut.gov

2005 Council Meeting Schedule

7:00 PM 2nd & 4th Tuesdays

January 11, 2005

July 12, 2005

January 25, 2005

July 26, 2005

February 8, 2005

August 9, 2005

February 22, 2005

August 23, 2005

March 8, 2005

September 13, 2005

March 22, 2005

September 27, 2005

April 12, 2005

October 11, 2005

April 26, 2005

October 25, 2005

May 10, 2005

November 8, 2005

May 24, 2005

November 22, 2005

June 14, 2005

December 13, 2005

June 28, 2005

No Meeting Dec. 27

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
November 23, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk
City Councilmembers: Brian Bayles
Eric Johnson
Keele Johnson
Kelly Laws
Randy Pemberton
City Manager: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black
City Engineer: Terry Ekker

Others Present: Terri Laws, Barbara Turk, Heather Young, Neal Joslin, Lana Latham, Mark Mueller, Lou Mueller, Phil Mueller

Prayer/Thought - A prayer was offered by Councilmember Pemberton.

2. The Pledge of Allegiance was recited.

3. Councilmember Laws moved to accept the minutes and financial disbursements of the November 9, 2004 meeting. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember E. Johnson
Councilmember K. Johnson
Councilmember Laws
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried. Mayor Turk questioned the discussion held at the earlier meeting regarding the sewer connection hardships and if it could be handled in a closed session. Mr. Webb was instructed to research the open meetings act and report to Mayor and Council at the next meeting.

4. Mrs. Heather Young with the College of Eastern Utah gave a power point presentation on the Winter Storytelling Festival held each year. She proposed that this event be used as a kickoff event for the Centennial celebration. Mrs. Young asked for the support of the City with this event.

5. Mr. Chris Webb made Mayor and Council aware that the City Christmas Party will be held Tuesday, December 21 at the Arts and Events Center.

6. Councilmember Laws began the discussion regarding the Archaeology Conference and their request to camp at the 3rd Reservoir Park. He explained that he feels the City would be competing with private business. **Councilmember Bayles moved to allow the camping at the 3rd Reservoir for the Archaeology Conference. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember E. Johnson stated that if this is allowed that port-a-potties need to be brought in. Mr. Webb explained that the majority of the conference attendees will stay in the various motels around the City. Councilmember Laws asked once this is started where does it stop. There are camping areas all around such as Nizhoni, Recapture and Devils Canyon. Hearing no further discussion Mayor Turk called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
Those voting 'NAY'	Councilmember E. Johnson
	Councilmember K. Johnson
	Councilmember Laws
	Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion defeated.

7. **Councilmember Laws moved to adopt Resolution 2004-13 Natural Gas Rate Resolution. Councilmember K. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember E. Johnson
	Councilmember K. Johnson
	Councilmember Laws
	Councilmember Pemberton
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried.

8. Mayor Turk presented the name of Callie Christensen to be appointed to the Recreation Board. All members of council approved of this appointment.

9. **Councilmember Laws moved to allow Rex Nielson utility connection on the property south of J.M. Welding. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember E. Johnson
	Councilmember K. Johnson
	Councilmember Laws
	Councilmember Pemberton
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried.

10. Mr. Bret Hosler presented the BLM Land letter for approval. He explained that the changes requested at the last meeting had been included. Councilmember Laws asked that the wording be changed from "deep wells" to "wells" and the pipelines be added. **Councilmember Laws moved to accept the BLM Land Letter with suggested changes. Councilmember K. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember E. Johnson
Councilmember K. Johnson
Councilmember Laws
Councilmember Pemberton**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

11. **Councilmember Bayles moved to allow the dead trees at the 4th Reservoir to be harvested. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember E. Johnson
Councilmember K. Johnson
Councilmember Laws
Councilmember Pemberton**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

12. Mr. Webb presented the newsletter for approval. It was asked that the dates on the Centennial events be added if they are available. Advise and consent was given.

13. Mr. Webb explained that Mr. Philip Palmer had come in and asked that his request for water abatement at the cemetery be readdressed with further information which he provided. No councilmember felt this needed to be readdressed.

14. Councilmember Laws suggested that a work session needed to be held to set the criteria on the sewer connection hardship cases. Mayor Turk asked that Councilmembers get their ideas to Mr. Webb and this will be discussed further at a work session which will be held on December 14, 2004 at 6:00 p.m. right before Council meeting. Mayor Turk also explained that an answer regarding legalities has to come before criteria can be set.

15. Mr. Webb began the discussion regarding the City's participation in the College of Eastern Utah's further development. The City has committed to participation in the amount of \$250,000. The scope of the project has changed. They are not asking the City for any further monetary commitment. Mr. Webb would just like direction from Mayor and Council if they want to continue participation with the project changing so much. Councilmember E. Johnson explained that he was in a meeting for contractors at the College and he got the impression that the City would be doing about everything. Councilmember Laws asked where the City's responsibility end and the College's begins once the project is complete and we have done all the construction. Mr. Webb explained that this can all be put in writing and clarified. Mr. Webb was given advise and consent to proceed with development help at CEU even with the change in scope, but to stay within the \$250,000 commitment.

Mr. Webb began a discussion regarding the building of private hangars at the Municipal Airport. He explained that there are several airports in the State of Utah that allow this. Councilmember E. Johnson feels that if the City is not going to administer the current airport resolution as it's written, then it shouldn't go any further. Councilmembers Bayles, K. Johnson, Laws and Pemberton gave approval for Mr. Webb to continue to pursue this. Councilmember E. Johnson would approve only if a new resolution is passed that's enforceable.

17. Mr. Bret Hosler showed the Silver Centennial Coins that are now available to purchase for \$30.00 each.

18. Councilmember Laws began a discussion regarding the television station with San Juan High School and Preci. He felt there was some miscommunication and would like the minutes researched to find out what really happened.

19. Councilmember K. Johnson moved to adjourn the meeting. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 8:25 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
November 9, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk
City Councilmembers: Brian Bayles
Eric Johnson
Keele Johnson
Kelly Laws
City Manager: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black
Recreation Director: Sarah Swapp
City Engineer: Terry Ekker

Others Present: Terri Laws, Jordan Bradford, Nancy Kimmerle, Bob & LaDawn Peterson, Donna Jones, Rex Nielson, Neil Joslin, John Brake, Greg Stringham

Prayer/Thought - A prayer was offered by Councilmember Bayles.

2. The Pledge of Allegiance was recited.

3. Mayor Turk excused Councilmember Pemberton as he is out of town.

4. **Councilmember Bayles moved to accept the minutes and financial disbursements of the October 26, 2004 meeting. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Those voting 'NAY'

NONE

Those absent

Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried.

5. Mrs. Nancy Kimmerle with the Trails of the Ancients Archaeology Society addressed Mayor and Council. She explained that they will be having a conference in Blanding on June 9-12, 2005. This could bring up to 200 people into the community for those 4 days. Mrs. Kimmerle asked if it would be possible to allow camping at the 3rd Reservoir. A short discussion ensued and Mayor Turk thanked her for her comments.

6. Mrs. Donna Jones addressed Mayor and Council regarding the mandatory sewer hookups in Pioneer Estates. She stated that she not have to spend money that she doesn't have and that she feels is unnecessary. Mrs. Jones explained that the estimate received for the two houses they own in Pioneer Estates came to \$5,000 for each home. She explained that 8 years ago they put in a \$6,000 septic system and it is working great. She gave possible solutions of 1) hardship variance because the lot is on solid rock and because they own two properties, 2) wave the mandatory sewer hookup because they cannot afford it. Mayor Turk thanked Mrs. Jones for her comments.

7. Mr. Bob Peterson addressed Mayor and Council regarding the mandatory sewer hookup on his home. He presented a letter to them explaining his situation. His home is also surrounded by rock and he was given a verbal estimate of \$5,000 - \$10,000, which does not include the city hookup fee. Mr. Peterson asked to be released of the mandatory hookup due to financial hardship. Mayor Turk thanked Mr. Peterson for his comments.

8. Mr. Rex Nielson requested permission to hook on to city utilities south of town for one, possibly two residences. Mr. Webb explained that City policy is that anyone wishing to connect to City utilities must come before Council and receive permission to do so.

9. Mr. Jeff Black presented the October 2004 Water and Natural Gas Reports.

10. Mayor Turk asked for any questions on the October 2004 Police Report, there were none.

11. Mr. Webb made Mayor and Council aware of a visit from Senator Bennett's staff on October 15 at 8:30 a.m.

Councilmember Laws began a discussion regarding the request of Blackhawk Transportation to have a water penalty forgiven. **Councilmember Laws moved that Blackhawk Transportations water which included a leak be billed at regular rates instead of drought penalty rates for the amount above 50,000 gallons. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Those voting 'NAY'

NONE

Those absent

Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried.

13. **Councilmember Bayles moved that Resolution 2004-12 Sewer Rates for Portable Toilet Providers be adopted as presented. Councilmember E. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Bayles explained that providers from inside City limits will be billed \$25 per dump regardless of where the waste comes from. This is only related to portable toilet businesses. After hearing no further discussion, Mayor Turk called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Those voting 'NAY'

NONE

Those absent

Councilmember Pemberton

constituting all member thereof, Mayor Turk declared the motion carried.

14. Mayor Turk presented the name of Shawn Jack to be appointed to the Recreation Board to finish out Councilmember Johnsons term which expires in June of 2005. All Council approved of this appointment. Councilmember Bayles then asked that in the future, Councilmembers be given these names beforehand so they have a chance to think about these appointments before it is time to approve them. Mayor Turk stated that these appointments will be handled that way in the future.

15. Councilmember K. Johnson began a discussion regarding the Cemetery District's request for water usage forgiveness. He explained that the City still owns a portion of the cemetery and this may be something that needs to be addressed in a future meeting. Councilmember Laws explained that he feels it is not Council's place to advise them on how to run the Cemetery District, but he feels if the burial rates were raised a portion then this water could be covered. All Council agreed to not forgive this water bill.

16. Mr. Webb began the discussion regarding the sewer connection hardships. He explained that Council does have the authority to waive the requirement in the event of financial hardship. He is not of the opinion that you can make that decision on a blanket basis, it needs to be done on a case-by-case basis. Mr. Webb suggested that a special work session be scheduled where those who feel they would like to present their case to Council in the event of financial hardship can do so. This does not have to be an open meeting. Councilmember K. Johnson stated that this is also a health and safety issue which needs to be considered in each case. Councilmember E. Johnson explained that he still feels as he did at the beginning of this issue, that if the services are not available when the home is built then we should not make them connect to these vices at a later date when the services become available. The state law says that "they may hook up to services", the city ordinance states that "they must hook on to services. Councilmember E. Johnson would like to see the City ordinance be the same as the State's. No other councilmembers wanted to pursue that avenue any further. A work session was set for Thursday, February 3, 2005 for individuals to meet with Mayor and Council to request the waving of this requirement. These requests will be kept in strict confidence by those individuals and by the City. Mr. Greg Stringham thanked the City for installing services in Pioneer Estates. Mr. Webb was asked to set some guidelines for these requests and bring to Council at the next meeting for discussion.

17. A discussion ensued regarding the natural gas pricing. Mr. Webb explained that as of the last meeting the rates had jumped \$3.00 per decatherm. These rates have fallen and now are only up \$1.50 per decatherm. He asked for guidance on how Council would like to handle these changing rates. Councilmember Laws stated that he would like to see the City rates change with the market as needed. Mr. Webb was asked to draft a resolution and bring back to next council meeting for discussion.

18. Mr. Hosler explained that the Bureau of Land Management is in the process of completing their Resource Management Plan. He has outlined five different areas that he felt the City would like to recommend to the BLM as they complete this process. Councilmember Laws asked that the water exploration issue have drill sites and storage facilities included in that.

Councilmember Laws moved to retire to executive session to discuss legal matters. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Those voting 'NAY'

NONE

Those absent

Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried.

20. Mayor and Council retired to executive session at 8:15 p.m.

21. Mayor and Council returned from executive session at 8:25 p.m.

Meeting adjourned at 8:25 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
October 26, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk
City Councilmembers: Brian Bayles
Eric Johnson
Keele Johnson
Kelly Laws
Randall Pemberton
City Manager: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black
Recreation Director: Sarah Swapp
City Engineer: Terry Ekker

Others Present: Barbara Turk, Joe Barton, Glenna Black, Bob McPherson, Garth Wilson, Philip Palmer, Greg Stringham

Prayer/Thought - A prayer was offered by Mr. Bob McPherson.

2. The Pledge of Allegiance was recited.
3. Mayor Turk explained that an executive session will be included at the end of the agenda to discuss legal matters.
4. **Councilmember E. Johnson moved to accept the minutes and financial disbursements of the September 28, 2004 meeting and the October 12, 2004 meeting with changes to the September 28, 2004 meeting of #14 being seconded by Councilmember E. Johnson not Councilmember Bayles. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember E. Johnson
Councilmember K. Johnson
Councilmember Laws
Councilmember Pemberton**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Mr. Joe Barton expressed his thanks to the Mayor and Council and to Blanding City from Bull Hollow Raceway for their support. He explained that the money the City of Blanding contributed was used to make booklets with Blanding City businesses advertised in them and to do radio advertisements. Mr. Barton explained that he spoke to several businesses and they felt the race helped their businesses considerably during the time the racers were in the area. He stated that next year the race will be held here on Labor Day Weekend and will be the only race the WORCS will have in Utah. Mr. Barton asked that the City contribute another \$1,000 this year if possible.

6. Mrs. Glenna Black addressed Mayor and Council explaining that they had found a water leak at their business. The drought penalty on this leak was \$210.00. Mrs. Black requested that this penalty be adjusted off as they took care of the leak as soon as they were aware of it. Mayor Turk thanked her for coming and explained the process that the Council will take this into consideration and discuss it at a later time if any councilmember chooses to do so.

7. Mr. Garth Wilson explained that some of the windscreen at the fourplex is flapping because the ties have come off and that the nets also need to come down. Councilmember E. Johnson asked if it would be more beneficial to take the windscreen down each year. Mr. Wilson thought that it might be but it is quite a bit of work to put it back up. Both of these items are on the list to be taken care of right away.

8. Mr. Webb presented the Fiscal Year Ended June 30, 2004 Audit Report. **Councilmember Bayles moved to accept the FYE June 30, 2004 Audit Report. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all member thereof, Mayor Turk declared the motion carried.

9. Councilmember Laws asked that natural gas issue be put as a discussion item on next agenda.

10. Mr. Webb presented potential funding sources that are currently in the budget to fund the flowers on Main Street project. Councilmember Pemberton suggested they be mobile so they can be removed if not maintained. This needs to be decided very carefully by council.

11. Mayor Turk explained that there have been 334 family histories submitted as of this evening. There are still a few that have not been received. While the deadline is passed, until the door is actually closed on the project, no histories will be turned away.

12. Mr. Webb explained that the Centennial throw blankets are now available in the City offices. The cost is \$32.50 per blanket. Councilmember Laws asked Mr. Hosler where the Legacy Trust was on the silver coins. Mr. Hosler explained they are in the process and should be available soon.

Councilmember Bayles moved that the City trade the Ford Expedition to CEU for equal work.

Councilmember K. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion.

Councilmember Laws asked why on the proposal is CEU charging top dollar for their operators when they are only in a training program. Mr. Webb explained that CEU is willing to work at whatever value the City decides on.

Councilmember Pemberton asked what they've been given in the past for the work they've done. Mr. Webb explained they've been given fuel and an older ½ ton truck. They have far and away done more work for us than they've been given in return. Councilmember Laws stated that this is competing with private enterprise.

Councilmember K. Johnson stated that when working with private enterprise it needs to be divided out evenly to different companies so all get used. After hearing no further discussion, Mayor Turk called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember E. Johnson
Councilmember K. Johnson
Councilmember Laws
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all member thereof, Mayor Turk declared the motion carried.

14. Mayor Turk presented the names of George Dutson and Roylen Griffin to be appointed to the Economic Development Committee. All Council agreed with these appointments.

15. Mr. Webb explained that the high school is ready to proceed on the tv station project. It is going to take \$3,000 for it to get started. Precis is willing to put in the \$3,000 piece of equipment that is needed if the City will not charge them the commercial hookups for the power boosters they will be installing in four or five locations around town to upgrade their systems. These power boosters will enable citizens to have high speed DSL access in their homes. Mr. Webb proposed that the City split the \$3,000 cost with the high school 50/50 and wave the hookup fees to Precis. Councilmember Laws moved that the City match the \$1,500 with SJHS to get the station going out of council discretionary funds. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember E. Johnson
Councilmember K. Johnson
Councilmember Laws
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all member thereof, Mayor Turk declared the motion carried. Councilmember Laws asked that the discussion regarding the waving of the hookup fees be brought back after Mr. Webb has had time to do more research regarding whether or not Precis was supposed to provide this equipment as part of the channel they were to provide in the agreement. Mr. Webb explained that the agreement does not say they will provide the equipment, it just says they will provide the channel. Councilmember E. Johnson moved that the City wave the connection fees to Precis for communication for the power boosters that will provide high speed dsl access in exchange for Precis providing the live feed equipment. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all member thereof, Mayor Turk declared the motion carried.

16. Councilmember Laws explained that he has a problem with forgiving the \$2,500 of water charges on the Cemetery water bill. He feels if the Cemetery district would raise their burial fee rates for out of district burials they could cover these fees. Councilmember K. Johnson stated that he feels it's unconstitutional to forgive this debt because it may be considered a vertical taxation issue and that he cannot be in favor of this at this time. Councilmember E. Johnson asked where do we stop once we start waving these fees. He then asked Mr. Palmer to come back to council with comparative numbers on what other districts are charging on burial fees.

17. Mayor Turk postponed the discussion regarding the Main Street Flowers and asked that it be put on the next agenda as the first item for discussion.

18. Councilmember Bayles explained that he has some suggestions for Mr. Stringham regarding the dumping fees, etc. Councilmember Laws stated that Mr. Stringham is trying to start a business in Blanding that will bring benefits and revenue. We have a fee structure that is making it unfeasible at this time to do so. Councilmember Laws suggested that Mr. Stringham be allowed to dump his 250 gallon tank four times and pay the 1,000 gallon fee. Councilmember E. Johnson feels that the fee structure is backward and Councilmembers Laws and Pemberton agree. They feel it should be where the business is located not where the waste is coming from. It was asked that Councilmembers get with Mr. Webb before the next meeting to give him ideas to bring back for the next meeting.

19. Mr. Webb began a discussion regarding the recreation facility at the College of Eastern Utah. The Operations and Maintenance picture has changed. Hopefully, 25% - 40% will come from the legislature and possibly 10% - 15% will come from student fees. The building they are looking at is a dome looking type structure. It has a thick rubber type fabric over the top. It will have two full size basketball courts, showers, reception area, office space, 3 racquetball courts, but no swimming pool. Mr. Bob McPherson feels this can be built for 2 million dollars. He is suggesting a partnership with the City, County, UNHS, etc. Councilmember Pemberton is reluctant on the dome structure. Mr. Webb was instructed to pursue this project and bring more information back to Council as things progress.

20. Councilmember Johnson asked that the Shirley Palmer letter be put on the agenda as discussion item for next meeting.

21. **Councilmember Bayles moved to retire to executive session to discuss legal matters. Councilmember K. Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember E. Johnson

Councilmember K. Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Mayor and Council retired to executive session at 9:20 p.m.

23. Mayor and Council returned from executive session at 10:00 p.m.

Meeting adjourned at 10:00 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
October 12, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk
City Councilmembers: Keele Johnson
Kelly Laws
City Manager: Chris Webb
City Clerk: Patricia Bartlett
City Engineer: Terry Ekker

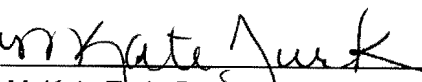
Absent:

City Councilmembers: Brian Bayles
Eric Johnson
Randy Pemberton

Others Present: Barbara Turk, Neil Joslin, Marci Jacobsen, Greg Stringham, Cassie Moon, Shawn Christensen

1. Prayer/Thought - A prayer was offered by Councilmember Keele Johnson.
2. The Pledge of Allegiance was recited.
3. Mayor Turk excused Councilmembers Bayles, E. Johnson and Pemberton and explained the limits of tonight's meeting due to the lack of a quorum.
4. Mrs. Marci Jacobsen representing Blanding Elementary P.T.A. presented a signed petition requesting a yield sign at 200 W 400 S, crosswalk on Center Street and 100 West, and a crosswalk on 200 West. Mayor Turk explained regulation criteria with traffic must also be considered. Mr. Ekker will take this under advisement and work on this situation and come back to Mayor and Council with a report and/or recommendation. Councilmember K. Johnson stated that the North end of school zone on the East and West may need painted red.
5. Mr. Webb presented the September 2004, Police, Water and Natural Gas Reports.
6. Mayor Turk asked to wait on the Main Street Flowers issue until a full council is present.
7. Ms. Cassie Moon with San Juan High School Journalism class and Mr. Shawn Christensen, a student, gave a presentation on a possible public television station. Mr. Webb explained that this will take about \$3,000 to start and he proposed the City split this cost with the school.
8. Ms. Bartlett mentioned that Planning Commission meeting that will be held Thursday and Council requested a reminder call for that meeting.
9. Councilmember K. Johnson asked if he could get a copy of the Forest Service Letter. Mr. Joslin also requested a copy.

Meeting adjourned at 7:30 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
September 28, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles
Eric Johnson
Kelly Laws
David Palmer
Randall Pemberton

City Manager: Chris Webb

City Clerk: Patricia Bartlett

City Planner: Bret Hosler

General Services Director: Jeff Black

Recreation Director: Sarah Swapp

Water Superintendent: Danny Fleming

Others Present: Barbara Turk, Terri Laws, Philip Palmer, Neil Joslin, Greg Stringham, Linell Stringham, Ruth Nielson, Donna Jensen, Janet Wilcox, William Walker, Marilyn Smith, Bonnie Meyer, John Lyman, Bill Boyle, John Brake, Keele Johnson, Lynnette Johnson

1. Prayer/Thought - A prayer was offered by Mr. Philip Palmer.
2. The Pledge of Allegiance was recited.
3. **Councilmember Palmer moved to accept the minutes and financial disbursements of the August 24, 2004 meeting as presented. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

4. Councilmember Pemberton asked what type of traps where purchased. Mr. Webb stated he would check into it and get back to him.
5. Mr. Gregg Stringham explained that he wished to open a portable toilet business. He feels that the City dumping fees are going to be prohibitive to his doing so. He presented a hand out of suggestions to Mayor and Council. Mayor Turk explained that this will be discussed later in the meeting.

6. Sgt. William Walker, Utah National Guard, presented the City of Blanding with a medal given to all the deployed soldiers employers for their support and he felt the City and the citizens of Blanding deserved this for their support of the soldiers while they were deployed and when they returned. Mayor Turk stated this is a very appreciated recognition and that this will be displayed appropriately so that those who come into the City offices can see this award.
7. Mr. Philip Palmer with the Blanding Cemetery District asked Mayor and Council for financial help regarding the Cemetery's water use. He is asking for forgiveness for part of the water bill last year. Councilmember Bayles asked why this request is not made at budget time. Mayor Turk stated that the wall has beautified the community.
8. Mrs. Donna Jensen explained they are requesting the City have fresh flowers along the streets. Mrs. Ruth Nielson then stated that she has seen Vernal and Telluride and passed around pictures from these places of the flowers along their streets. She asked the Mayor and Council to think about ways to fund this project. Mayor Turk stated that this will be discussed later in the meeting. He asked if their committee will help in planting, etc. Mrs. Nielson stated they will be asking different ward and others to help with the project. Mrs. Janet Wilcox asked that the City Council ask businesses to clean up their lots. Mrs. Bonnie Meyer talked of the appreciation of the flowers at the South Chapel.
9. Mr. Bill Boyle explained that he is on the Governors Rural Partnership Board. They are trying to get ideas from rural Utah to form legislative agenda for this next legislative season. This will be held October 8, in Monticello in the Commission Chambers at 1:00 p.m.
10. Mayor Turk recognized Councilmember Palmer for his service as a Councilmember from August 2001 - September 2004. His last effective date will be September 30, 2004.
11. Mr. Webb explained that the final tunnel inspection was held, all went well and was signed off by the engineer. The representatives from funding agencies were there and walked through the tunnel with the engineer and City officials. The water was turned back on September 27, 2004. Mayor Turk asked if it was open for tours. Mr. Webb stated that it is padlocked, but tours can go through if liability waivers are signed through the City Office.
12. Mr. Jeff Black presented the August 2004 Natural Gas and Water reports. Mr. Webb explained that the City is advertising Natural Gas Incentives for October and November.
13. **Councilmember Laws moved to move into public hearing regarding the restrooms at the football field. Councilmember Bayles seconded the motion. Mayor Turk asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- | | |
|---------------------------|--------------------------------|
| Those voting 'AYE' | Councilmember Bayles |
| | Councilmember Johnson |
| | Councilmember Laws |
| | Councilmember Palmer |
| | Councilmember Pemberton |
| Those voting 'NAY' | NONE |
- constituting all members thereof, Mayor Turk declared the motion carried.** A time limit was set for 5 minutes. Mr. John Brake felt that this project should fall under the jurisdiction of the school district and wondered why the is looking at this project. Mr. Webb explained that the City has a joint use facilities agreements with the School District. Requests have been made to offer more restrooms at the football fields due to all kinds of uses. The City has asked the school district to commit to \$15,000 to help build the restrooms and to commit to maintain them after they were built and they have done so. Councilmember Laws asked if it will be open to the public year round so it can be used year round. Mr. Webb said the school district was agreeable to these being open certain hours with the janitors setting these hours. Councilmember Laws asked what the City's financial burden was on top of the grant money. Mr. Webb would like the City

to extend the utilities to this building. This cost will be approximately \$15,000 - \$20,000. Mr. Brake asked if this would affect the City getting a grant later on down the line. Mr. Webb explained that they do look at that, but not usually with a smaller grant like this one. **Councilmember Laws moved to move out of public hearing regarding the restrooms at the football field. Councilmember Palmer seconded the motion. Mayor Turk asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

14. Mayor Turk turned the time over to Council to discuss the council seat appointment. Councilmember Pemberton asked that each of the candidates be given the opportunity to speak. The time was turned over to Mr. Keele Johnson being the only one in attendance as Mrs. Tammie Barton has been called to an emergency. Mr. Johnson explained that he does not have an agenda in filing for the open council seat, just a willingness to serve. He spoke of his contacts and experience in serving. Mr. Johnson is concerned with our cell phone reception and economic development. **Councilmember Palmer moved to appoint Mr. Keele Johnson to fill the open Council seat. Councilmember Johnson seconded the motion. Mayor Turk asked for discussion. Councilmember Bayles explained that he will not be voting for any of the candidates because of the lack of interest. Councilmember Johnson stated that the only candidate that even contacted him was Mr. Johnson. Hearing no further discussion, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Johnson

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

Councilmember Bayles

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

15. Mayor Turk presented the name of Mr. Brit Barton to be appointed to the Economic Development Board. Advise and Consent was given by the Council for this appointment.

16. Mayor Turk presented the name of Ms. Liz Adams to be appointed to the Planning and Zoning Commission. Advise and Consent was given by the Council for this appointment.

17. Councilmember Laws stated that he feels that junkyard law on the books right now is really not enforceable. **Councilmember Laws moved that the private junkyards ordinance (nuisance ordinance) be sent back to the Planning and Zoning Commission to have it reworked and rewritten and that the City will not enforce this ordinance until it is readopted and that there will be monthly reports to Council on the progress of the reworking. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Johnson asked that the Planning and Zoning Commission be given some direction on where the Council wants this headed. Councilmember Laws stated he would be glad to come to a Planning and Zoning meeting and he recommends other councilmembers doing the same thing. Mayor Turk explained that these ordinances were adopted in 1978 as part of a boilerplate effort from the Utah League of Cities and Towns. He further explained that it is not his agenda that Blanding have ordinances that are not supported enforced it is his agenda that the ordinances that Blanding supports are enforced. Hearing no further discussion, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

18. Councilmember Laws feels like the City of Blanding has done it's citizens wrong this summer. He stated that the City has sent letters to citizens who have wasted water when the City has done the same thing. Councilmember Laws feels the City should lift the water restrictions. He showed pictures sent to him anonymously. These pictures showed yards where there used to be grass where now there is no longer grass. There are also pictures showing the new baseball fields and the new grass there. We have citizens that their recreation is their gardens and we have restricted them from doing that to put the water at the ballfields. Councilmember Johnson commended the citizens on how well they've kept their yards with the water we've got. He is not in favor of removing the water restrictions. 31 acre feet of water has been used at the ballfields. Councilmember Johnson stated that every Councilmember sitting at this table has agreed to the two other projects such as pioneer estates and the airport that have used 10 acre feet in two months, these are just not as visible as the ballfields. Councilmember Pemberton agrees that the ballfields are taking the heat because they are more visible. He also feels, as does the Mayor, that the 75% base needs to be reexamined. Councilmember Laws feels that the City should be the first one to comply with it's laws and ordinances. Mr. Webb explained that the overspray happens from winds, but more often than not it happens because of people playing with sprinkler heads. Mayor Turk explained that he had reports of sprinklers being on during rain storms. Mr. Webb explained that if Mr. Fleming was in town he would turn the sprinklers off and there was one time when he was out of town that this did not happen. He then stated that Council voted to plant the grass and use the water, though not unanimously, it was still passed by the Council.

19. Councilmember Laws stated that regarding this restroom facility at the ballfields, he wants to see a written agreement with the School District showing that this facility is open to the public, not just a school time facility and that they are maintaining this year round. Councilmember Johnson agreed.

20. Mayor Turk expressed appreciation to Mrs. Ruth Nielson and her committee regarding the Main Street flowers issue. He believes that all that can be done to bring attention to the fact that this is Blanding's Centennial Year and flowers sprouting where flowers haven't sprouted before on Main Street would certainly do that in a very visible way. Mr. Webb explained that he had figured about 4 planters per block with a total of 30 planters, 30"x30" in size and this cost will be about \$9,000. About \$1,500 for flowers and fertilizer the total cost will be about \$12,000. The ongoing maintenance cost is probably the main consideration. Councilmember Laws talked of Mt. Pillier, Idaho with bears and planters and maybe the City could have an adopt a planter campaign. He explained that it will take time and stated that he would like to see possibilities of where this may be able to come from in the budget. Mr. Neil Joslin suggested using eagle scout projects or the scout jamboree projects to help with this. Council gave advise and consent for Mr. Webb to pursue this project.

21. Councilmember Bayles proposed the seized Ford Expedition be traded to CEU Trucking for equal work to be performed. He recommended it be put as an action item on the next agenda. Councilmember Laws asked if using the college to do work for the City is working against private enterprise. Mr. Keele Johnson says its not because this is for education. Advise and consent was given to put this on the next agenda as an action item.

Councilmember Pemberton readdressed the issue of the Barton's request for reimbursement of \$118.77 for road base. Mr. Jeff Black explained what the City has done there. Councilmember Laws explained that the City could be hit up by everyone wanting to improve their roads, if we were to do it here for the Burtons. We have this issue in several areas of the City. Councilmember Johnson stated if our drainage wasn't done right and the rain washed away their gravel then we need to replace it. Councilmember Laws stated that when Mrs. Barton was here Mr. Black explained that the City replaced any gravel that had been removed. After some discussion, there was no feeling to take any action.

23. Mr. Neil Joslin stated that it may be legal, as far as the Attorney Generals office goes, but is it ethical to be using the CEU trucking school, when the City is trying to support local business. Councilmember Laws stated that it could be the same token in starting a newspaper. Councilmember Bayles that the College has been good for a lot of things. Mr. Webb explained that as government agencies we have worked together on several projects.

24. Mr. Webb explained that regarding the sewer dumping fee restructuring that staff is reluctant to do so. Mr. Fleming explained the reasons why the City has set the fee structure it has. Councilmember Laws explained that he is against giving keys to the Lagoon to anyone. Mr. Stringham explained that the most prohibitive part of this ordinance for him is the 5 mile radius cost. Councilmember Johnson asked that this item be put back on the agenda under his name for further discussion.

25. Mr. Webb suggested that Ms. Heidi Redd be recognized during the Cennential celebration. This was agreed to by Mayor and Council.

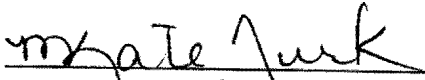
Mayor Turk will be the committee appointment to the CEU Advisory Committee. Council was fine with that appointment.

27. Mayor Turk talked of the San Juan County Profile. He explained that there is really good information in this packet.

28. Councilmember Palmer explained that the San Juan Safari was a great event. He explained that furthest person came from Belgium. Councilmember Palmer thanked Brent Johansen for the great job he did this year as Chairman.

29. Councilmember Palmer explained how much he appreciated his time spent on Council.

Meeting adjourned at 9:08 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
August 24, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk
City Councilmembers: Kelly Laws
Eric Johnson
David Palmer
Randall Pemberton
City Manager: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
City Engineer: Terry Ekker
General Services Director: Jeff Black

Absent:

City Councilmember: Brian Bayles

Others Present: Tammie Barton, Kay Johnson, Doug Hunter, John Brake

1. Prayer/Thought - A prayer was offered by Councilmember Laws.

2. The Pledge of Allegiance was recited.

3. Councilmember Johnson asked that the discussion items that were not covered in the previous meeting be put on the agenda as first under discussion items. This change was made to the agenda.

4. **Councilmember Johnson moved to accept the minutes and financial disbursements of the August 10, 2004 meeting as presented. Councilmember Palmer seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Bayles

constituting all members thereof, Mayor Turk declared the motion carried.

5. Mrs. Tammie Barton addressed Mayor and Council regarding the city property in front of her home. She explained that she has lived at 76 W 700 N for 13 years and she has a right-of-way to access her home. In the 13 years they have lived there, they have maintained the right-of-way bringing in gravel, etc. Mrs. Barton explained that they paid for gravel to get into their home because this right-of-way was not being maintained and when the City extended the radius this gravel was removed. Mrs. Barton asked that the City reimburse her for \$118.77 for the cost of the gravel. Mr. Jeff Black explained that the City dug out to the end of the radius and did replace what was taken out. Mayor Turk thanked her for coming and Mrs. Barton thanked the Mayor and Council for being professional about this and treating her with respect.

6. Mr. Doug Hunter, Executive Director of UAMPS, presented an update on the IPP3 Resource Project. The new coal powered generation power plant will be located in Delta, Utah. The benefits and risks were presented and questions and answers given to Council on the project. The general consensus was that Blanding should pursue the project. Additional information will be given as needed.

7. Mr. Webb explained that the final hydrogeological study copies are in the office and encouraged every councilmember to come by and pick up a copy of the study to read.

8. Mayor Turk explained that after considerable input and feedback from Council, staff and Mrs. Asbury, he had decided the best thing that could be done to support Transitions by way of endorsement would be to endorse them in securing land through the BLM. Transitions would be the receiver of the property. At the same time, Mayor Turk explained that the City would still want to ensure that the interests and concerns of Council be respected. The support would be in the form a letter to the BLM which Transitions could include in the application process. This will be to secure land for recycling. Advise and consent was given by Council to go forward. Mr. Webb was instructed that the letter did not need to come back before Council for approval.

9. Mayor Turk explained that the Blanding City Council received a certificate of appreciation from the National Guard for their support. Councilmember Pemberton explained that he was visiting with Sgt. Walker and was made aware that the Guard would like to help on the City Cleanup, but that it would have to be in June of 2005.

10. Advise and consent was given to cancel the September 14, 2004 Council Meeting due to the fact that the Mayor, Mr. Webb, Mr. Hosler, Mr. Ekker and Councilmember Pemberton would be out of town attending the Utah League of Cities and Towns meetings.

11. **Councilmember Laws moved to accept the bid of \$77,365 from Musselman Plumbing for the sewer and culinary water project at Center Street and 200 North. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Laws asked if there was a deadline on this project. Mr. Ekker explained that it had a 60 day deadline and a \$250/day penalty. Mayor Turk then called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Bayles

constituting all members thereof, Mayor Turk declared the motion carried.

12. Mr. Hosler explained that citizens are becoming more and more aggressive about where they place their signs for yard sales, etc. These are not to be placed on road signs or city signs. Mr. Hosler asked for permission to advertise and educate the citizens. Mayor Turk asked if this was a police enforcement issue and Mr. Hosler said it can be enforced by the Police or any City staff, but he would like to do some education before strict enforcement begins. Permission was given to advertise these regulations.

13. Councilmember Johnson explained that the Planning and Zoning Commission had a representative of Citizens for Decency, Leslie Nielson, come to their meeting expressing their concerns about sexually oriented businesses. They asked for the City to pass some type of ordinance regulating where these businesses can be operated within the City. Councilmember Johnson explained that David Church and Craig Halls are requesting this be done. Advise and consent was given for the Planning Commission to pursue an ordinance that is as strict as possible, but still legal.

Councilmember Johnson explained that the Planning Commission feels that the City has enough ordinances in place to implement "Blanding Beautiful." The Planning Commission is suggesting having Chief Hawkins send out letters requesting that property be cleaned up and if not complied with then send a demand letter. Councilmember Laws stated that what is unsightly to him, may not be unsightly to someone else. He feels that the City needs to decide where we're going to start with this and go. Mayor Turk stated that the Police Chief is an enforcing authority.

15. Councilmember Palmer explained that he will be resigning September 30, 2004. Advertisement to replace him will begin right away.

16. Mayor Turk explained that there are three seats open on the economic development committee and asked Council to consider possible appointments.

Meeting adjourned at 8:55 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
August 10, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles
Kelly Laws
Eric Johnson
David Palmer
Randall Pemberton

City Manager: Chris Webb

City Treasurer: Kate Turk

City Planner: Bret Hosler

City Engineer: Terry Ekker

General Services Director: Jeff Black

Police Chief: Mike Halliday

Others Present: Danny Fleming, Mitchell Asbury, Sandra Asbury, Terri Laws, David Lee, Janice Dyer, Neil Joslin, Cal Dean Black, John Brake

1. Prayer/Thought - A prayer was offered by Councilmember Johnson.

2. The Pledge of Allegiance was recited.

3. **Councilmember Palmer moved to accept the minutes and financial disbursements of the July 27, 2004 meeting as presented. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

4. Ms. Janice Dyer approached Mayor and Council regarding a sewer issue on her property. She explained that Mr. Webb had explained the policy of renting the sewer machine to her and that the property owner is responsible for the sewer lateral to the main line. Ms. Dyer asked for a date of when this policy was put into place and if the community was notified. If the community was notified, she would like to know how and when they were notified. She explained that she talked to 20 cities in the state and out of those 20, 9 stated that the laterals were the owners' responsibility and 11 stated they were the cities' responsibility. Mayor Turk asked Mr. Webb to research this issue and get the information to Ms. Dyer. Mr. Jeff Black and Mr. Danny Fleming who have each worked for the City of Blanding 20 years or more stated that this has been the policy as long as they've been employees of the City. Mr. Webb explained that when he came to work here the policy was being forced but was not on paper. He drafted the policy and it was adopted around February of 1998. Mr. Fleming explained that this issue has gone as far as the state legislature and they have not made a decision on it.

Police Chief Mike Halliday presented the police report for July 2004. Mayor Turk clarified that this report shows that if there are multiple charges for a single incident, the report would show the incident that is the highest infraction. That is why it shows so few traffic violation because many of those are reported under drug violations or DUI violations.

6. Mr. Black presented the July natural gas and water reports. There were no questions on these reports.

7. Mr. Fleming addressed Mayor and Council regarding the watering at City Parks. He explained that after the last council meeting was held, all parks are now being watered before 10:00 a.m. and after 6:00 p.m. Councilmember Laws stated that the City is watering a lot of asphalt and concrete at Centennial Park and that the City has asked the citizens to be more careful, but if the City is not able to comply with this then why should the citizens. Mr. Fleming explained that at Centennial Park the way the sprinkling system is setup, the water drains from the pipes to the sprinkler heads and then overflows into parking lot. Councilmember Laws asked what the City is going to do about the wasted water. Mr. Webb explained that the City is doing their best to conserve water and that is all that has been asked of the citizens. Councilmember Laws stated that he wants the water to quit running across the street and he feels the City has done a poor job of conserving water. He then asked that water restrictions be placed on the next agenda for discussion.

8. Mayor Turk gave an update on the Blanding Family Histories Project. He explained that the deadline to submit histories has been extended to October 15, 2004. In the initial guidance given it asked that only those who had been residents of the City for 5 years submit histories. That is no longer valid. They are asking for anyone interested in sharing their history to do so. On August 12, 2004 there will be an editing workshop held. Bonnie Purcell will be assisting Janet Wilcox in this endeavor. Mayor Turk asked that the pictures submitted not be embedded in the story, that they be submitted as a hard copy and then they will be scanned in either his office or the city office.

9. Mr. Ekker presented the bid results from the Pioneer Park bid opening. There were three contractors who bid and Yoakam Redimix was the lowest with a bid of \$54,749.50. **Councilmember Laws moved to accept the Yoakam Redimix bid for \$54,749.50 for improvements at Pioneer Park. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton**

Those voting 'NAY'

NONE

Those abstaining

Councilmember Johnson

constituting all members thereof, Mayor Turk declared the motion carried.

10. **Councilmember Laws moved to approve the sending of the letter to the Forest Service regarding the Forest Management Plan. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

11. Chief Halliday began the discussion regarding pocket bikes and motorized scooters. He explained that two years ago the police researched the law on this issue and found nothing. Since then, the legislature has changed things and there are now restrictions for these. In this law, anyone under 16 years of age may not operate a scooter, unless under direct adult supervision. Mr. Webb explained that he interpreted the law to mean that they could not operate them on a highway. Mayor Turk explained that he feels this is a safety issue and that there have been several near misses that he has been told of by citizens. Mr. Webb explained that a lot of people made investments based on discussions with the police. This law was changed in May of 2002 and most of these discussions happened after that time. Councilmember Laws stated that the City is closing it's eyes to the laws and that puts us all at risk. Chief Halliday explained that the pocket bikes being ridden are completely illegal. Chief Halliday explained that from here on out this will be enforced. It is a Class C misdemeanor if cited. Mr. Webb was asked to put an ad in the paper explaining this issue.

12. Mr. Webb presented the draft "example" agreement regarding irrigation canal improvements. This agreement is subject to monies budgeted. Mr. Ekker explained that if non-reinforced concrete pipe is used it will cost \$21.00/ft. For reinforced pipe it will be \$30.00/ft, which will have to be used on intersections. There will have to be junction boxes on every bend. Mayor Turk asked if property owners must do the full length of their property. He sensed some degree of limitation on how many feet will be available. After a lengthy discussion, it was decided to proceed with the comprehensive design and then continue from there. Mr. Ekker explained that he felt the design could be completed by the end of the year.

13. A discussion ensued regarding the concern of the late hours and noise at the City Parks. Councilmember Laws feels that it does not need to be used after dark. Councilmember Laws stated if that includes the skate park, then your skaters will be right back out on Main Street, which defeats the purpose of the skate park. Mr. Webb was asked to draft a resolution setting a curfew at City Parks of 11:00 p.m. and to bring this back on the next agenda for action.

14. A discussion ensued regarding the donation of vehicles. Chief Halliday explained that with the changes that have been made in the INS boundaries, there will be no more cars to donate. Mayor Turk explained that he sent a letter to Senators Hatch and Bennett and to President Bush regarding the INS changes. The Provo District, which we are now a part of, will not come to Blanding to pick up illegal aliens, they also do not even want a report of the traffic of such aliens going through Blanding. He feels given concerns with terrorism at this time that this is not a good thing. Councilmember Laws stated that this should not be brought back before Council until the INS situation changes. All agreed.

15. Mayor Turk began the discussion regarding the Transitions agreement. Councilmember Johnson explained that he will not give his blessing the way the agreement is drafted at this time. He does not agree with the City donating 10 acres to private enterprise whether non-profit or not. He explained the eyesore that Moab has when you first come into town with their junkyard, etc. and it has an 8 foot slatted fence. A discussion ensued regarding the "partnership" issue. Mr. Webb stated that the City is partnering with Transitions in helping facilitate this, but Transitions is an independent business who will run this facility. Mayor Turk explained that when he was sworn in as Mayor, he swore to enforce the ordinances of Blanding and the laws of the State of Utah. He further stated that this was a way of making this feasible for both the City and the citizens. If the City doesn't have an interest in partnering with Transitions, the City either needs to enforce the "Private Junkyard Ordinance" or do away with it. Mayor Turk stated that he fully intends at some point to either enforce this ordinance or have it taken off the books. Councilmember Palmer stated that he feels if there is a partnership with Transitions and there is a lawsuit, this could come back to bite the City. Mayor Turk explained that in enforcing this ordinance the City will require citizens to take care of something that they have noway to take care of it and in fairness to citizens, we may need to abandon this ordinance. Councilmember Johnson feels that it can work, but that the City just needs to take a step back and rethink some portions of the agreement. Councilmember Laws and Palmer are concerned with the aftermath for the City if this does not work for Transitions and the City is left with the mess. Councilmember Pemberton stated that when he has too many questions on an issue, he has to say no. This issue will be discussed further at a later meeting.

Mr. Webb asked for direction regarding the cedar tree at the Swallows Nest. Should this tree be taken out or not. There are some that feel it should be removed because it is an eyesore. Councilmembers Bayles, Laws and Pemberton felt it should stay. With three members agreeing, the tree will stay.

Meeting adjourned at 9:07 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
July 27, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro-Temp: Kelly Laws
City Councilmembers: Brian Bayles
Eric Johnson
David Palmer
Randall Pemberton
City Manager: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
City Engineer: Terry Ekker
General Services Director: Jeff Black
Recreation Director: Sarah Swapp

Absent:

Mayor: Toni Turk

Others Present: Neil Joslin, Sandra Asbury, Shirley Gaines, Mitchell Asbury, David & Karen Lee, John Brake, Jeffrey Lowe

Prayer/Thought - A prayer was offered by Councilmember Bayles.

2. The Pledge of Allegiance was recited.
3. Mayor Pro-Tempore Laws excused Mayor Turk who is out of town.
4. **Councilmember Johnson moved to accept the minutes and financial disbursements of the July 13, 2004 meeting as presented. Councilmember Pemberton seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Johnson
Councilmember Palmer
Councilmember Pemberton**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.

6. Mr. David Lee addressed Mayor and Council regarding the irrigation ditch that runs through a piece of property he is considering purchasing. Mr. Lee asked to what extent the City will participate in culverting this ditch. Mayor Pro-Temp Laws explained that the City cannot do anything until the ditch agreement is signed with the Irrigation Company. Mr. Terry Ekker, City Engineer, stated that he would like to survey a few hundred feet of the canal. He feels that he can survey a section and continue the flow. It was discussed that there may be a possibility of setting up the same sort of participation agreement as the City has on curb and gutter. Mayor Pro-Temp Laws asked that this be put on the next meeting agenda for discussion. He made Mr. Lee aware that after the next meeting, if Council chooses to do so, this topic would be put on the following meetings agenda as an action item. Mr. Webb was instructed to draft up guidelines similar to concrete participation for culverting and present at the next meeting.

7. Mr. John Brake discussed the following items with Mayor Pro-Temp and Council:
 - A. Explained that there is a noise problem at Centennial Park with loud music, etc. when it is being used late at night. He asked that this be looked into and some guidelines be enforced. Mayor Pro-Temp Laws suggested the possibility of closing the park after dark. Mr. Webb was instructed to put this item on the next agenda for discussion.
 - B. Asked why the ballfields are still being watered as much as they were when the grass was first seeded. He feels the grass should be established enough now to decrease watering. Councilmember Pemberton asked if the City has met the watering requirements to meet the guarantee. Mr. Webb will research this and it will be put on the next agenda for discussion.
8. Mr. Webb reported that the auditors will be here the week of August 23, 2004.
9. Mr. Ekker reported on the following construction projects:
 - A. Explained that the sewer project in Pioneer Estates has fallen behind schedule. He believes that they will not meet the September 1 deadline.
 - B. Explained that the Palmer Hill project design is nearly complete. The plans will be ready to submit to the State for approval early next week and the project will be advertised shortly thereafter.
 - C. Explained that the Pioneer Park bid opening will be held Thursday. This will be an action item on the next agenda. The bid calls for the following: 1 - 30ft x 60ft pavilion, 5 - 12ft x 12ft covered picnic shelters and miscellaneous concrete work.
 - D. Explained that a tunnel inspection will be held Friday with the engineer.
10. Ms. Sarah Swapp, Recreation Director, reported on the following:
 - A. Explained that the baseball and Softball seasons are over. Several teams were sent to the state tournament and they all did fairly well.
 - B. Explained that the Recreation Department is now preparing for soccer and football to begin soon. Councilmember Johnson stated that he has had quite a few positive comments about what Ms. Swapp has done this year with Recreation and commended her on her work.
11. Mr. Webb explained that he would like to prepare a grant to the Eccles Foundation to help finish up the skate park project. He feels the project will be just short of being able to finish irrigation system and grass around the park. The grant will be approximately \$35,000 - \$45,000. The City will not contribute any additional funds with this grant. Advise and consent was given to Mr. Webb to proceed with grant application.
12. A discussion ensued regarding the letter the Mayor and Council are proposing to send to the Forest Service regarding the proposed wilderness area. Councilmember Laws suggested that the letter discuss the water they use from the City of Blanding to help with fires. If the Forest Service continues on this path, the City of Blandings water shed will be affected. Councilmember Johnson would like it to be a little stronger worded. Councilmember Pemberton stated if the Forest Service cannot give the City a more detailed map, then the whole thing should be thrown out. He explained that is at Grand County has told the Forest Service. It was also suggested that the letter include the historical sites that are in the proposed area. Mr. Webb will draft the letter and present it at the next meeting for final approval.

13. A discussion ensued regarding the donation of vehicles. Mayor Pro-Temp Laws explained that the City started by donating one car to the high school for a fund raiser. He feels that was a good thing and should be done again, but some guidelines have got to be set. Every kid does not participate in extra-curricular programs at the school, but these programs raising money lifts some of the burden off of other areas. Mayor Pro-Temp Laws feels that this is a justifiable donation. Councilmember Bayles explained that the INS has changed its boundaries and the City is now included in the Provo area. They have told our City Police, that they will not come down to pickup illegal aliens unless there is a warrant for their arrest. This could significantly impact the vehicles available for donation. Councilmember Johnson felt that maybe one vehicle be made available and open this up for any group to make a presentation on why they should have this vehicle donated to them. Councilmember Bayles feels we should do all we can to help anyone out. These vehicles do not cost the City any money. Mayor Pro-Temp Laws stated that the City has to draw the line somewhere. Mr. Webb was instructed to put this item on the next agenda for discussion.

14. Councilmember Palmer discussed the San Juan Safari. He explained that with the monies left over from last year, the Safari would have had the money to pay the permit fees to the Forest Service, but that would have left them with no operating budget. Mayor Pro-Temp Laws suggested the City demand a report with itemized accounting of the environmental assessment and cost. He feels they owe the City an explanation of why the fee increased the amount it did. Councilmember Palmer stated he would take the suggestion back to the Safari Board.

15. Mr. Webb explained that Candidate for Governor, John Huntsman, Jr., will be in town August 18. He will have lunch here with key people and a meet the candidate forum will be held after lunch. Councilmember Bayles stated that he would be there.

16. Mr. Neil Joslin explained that the Forest Service puts road into two classifications - Classified and Unclassified. The Classified roads are those which the Forest Service uses to do their jobs. All others are Unclassified roads. The Forest Service does not recognize these and they do not have to be included when proposing wilderness area.

17. Mr. Joslin explained that when the vehicle was donated to the high school last year, he talked to many businesses who told him that it relieved them of all the different programs asking for donations. He feels the City should not be in the used car business, but believes as Mayor Pro-Temp Laws does that the City should continue to donate to the High School to alleviate the burden.

18. Mr. Joslin explained that the Forest Service fee is for the monitoring after the event. The environmental assessment is done beforehand to tell what impacts could happen to the Land. Mayor Pro-Temp Laws suggested that the fees to attend the Safari may need to be higher.

19. Mr. Hosler suggested that the City charge a fee to the Forest Service for impact on water issue.

20. Mr. Ekker suggested that it would be a good idea to also have citizens send letters or have a petition started. Mr. Webb explained that a letter writing campaign is in the works. Councilmember Pemberton suggested having something at the Visitors Center for those from out of the area to sign if they enjoyed their time on the Mountain. It was suggested that all the previous documents mentioned should be sent to Senators and Congressman. Mr. Webb explained that this is a two year process.

21. Mr. Brake asked how the Boy Scouts were coming on earning the money the Council contributed to their National Jamboree. Mr. Webb explained that they are about ½ complete. They have been given more projects to work on and have done an excellent job on those they've completed.

22. Mayor Pro-Temp Laws suggested that the City look into holding an event similar to the one held in Monticello over the July 24th Celebration. They held an antique tractor pull. There is a gentleman in Moab who will put these events together.

23. Mayor Pro-Temp Laws explained that he spent the 24th of July in Preston, ID. He explained that they had a fireworks show that he hasn't seen topped anywhere. A significant amount of money was donated to help cover the cost of this show. He explained that there was a narrative as well as music that were included in the show.

Meeting adjourned at 8:06 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
July 13, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk
City Councilmembers: Brian Bayles
Eric Johnson
David Palmer
Randall Pemberton
City Manager: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
City Engineer: Terry Ekker
General Services Director: Jeff Black
Recreation Director: Sarah Swapp
Police Chief: Mike Halliday

Absent:

City Councilmember: Kelly Laws

Others Present: Neil Joslin, Shirley Gaines, Mitchell Asbury, Jeffrey Johnson, Brent Johansen, Leila Jones, Sandra Asbury, Brit Barton, Janice Dyer, Opal Fleming, John Brake, Gena Hunt, Deeann Hunt

- 1 Prayer/Thought - A prayer was offered by Councilmember Pemberton.
2. The Pledge of Allegiance was recited.
3. Executive Privilege Statement read by Mayor Turk regarding the events of July 2nd and 3rd within the City of Blanding.
4. Mayor Turk explained that item H on the agenda will be moved to the end of all action items and will be dealt with in executive session as it is concerning legal matters.
5. **Councilmember Bayles moved to accept the minutes and financial disbursements of the June 15, 2004 meeting with the following corrections:**
 - A. **#7 - Councilmember Johnson explained that his abstaining vote was due to conflict of interest as his company is a subcontractor for Crowley Construction on this project.****Councilmember Palmer seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Palmer
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

Mr. Brit Barton addressed Mayor and Council on behalf of his neighbors. They are concerned with the housing project that is proposed to be built in their neighborhood. Mr. Webb explained that CEU and San Juan Foundation have the land under contract to build an apartment complex. This housing will be open to married and unmarried individuals and it will possibly be subsidized. The City is facilitating the purchase of the property to promote economic development. The City has received a grant to develop the road, water and sewer in this area. This grant will also help purchase 5 acres of land. Mr. Webb further explained that Bob McPherson with CEU has been very involved in the development of this project. Mr. Barton asked what business the City has in buying land for private or non-profit organizations to build this place which will be a drain on society. Mrs. Leila Jones asked if the money is funded as "college housing". Mr. Webb replied that in the grant it is mentioned that this development would help the college but was not termed "college housing." Mrs. Deeann Hunt stated that the neighborhood is concerned about property values dropping. Mr. Barton stated that he believed the purchase agreement was signed before the public hearing notice was advertised in the newspaper and he felt like that was underhanded on the City's part. Mr. Webb explained that he received approval from Council to apply for this grant. Mr. Barton stated that he does not like the idea of disguising it as college housing and that they do not want subsidized housing in their neighborhood.

7. Mr. Brent Johansen, Chairman San Juan Safari, addressed Mayor and Council. He explained that they have 50 riders registered at this time and project at least 150 total riders by the opening of the event. The safari is still in need of local volunteers as guides. Mr. Johansen explained that the Bureau of Land Management has set the permit fees for this event at \$6,418.00. He asked that the City participate in one-third of this cost, or \$2,139.40. He explained that Monticello City and the San Juan Safari will cover the other two-thirds. Mr. Johansen then addressed Mayor and Council regarding the proposed wilderness area by the Forest Service. He stated that if this comes about, most of the Blue and Elk Mountains no longer be available for recreational use. He asked that the Mayor and Council draft a letter to the Forest Service explaining that they are against this proposed wilderness area.

8. Ms. Opal Fleming read a statement thanking the Mayor and Council for their consideration in advance for Transitions proposal which will be discussed later in the meeting.

9. Chief Halliday asked if there were any questions on the police report. Mayor Turk thanked Chief Halliday for the effort made in compiling this report. Chief Halliday reported that the vehicle auction on July 3, 2004 brought in \$14,150.00. The vehicle designated for DARE this year brought in \$2,600. Mayor Turk discussed the crisis intervention that had been held for the emergency responders after the fire at the Giddings' home. Chief Halliday explained that it was very helpful to those involved in the tragedy.

10. Mr. Jeff Black presented the June 2004 Natural Gas and Water Reports. The 2" gas meter installed was at the Zenos L. Black Building. He explained that the water through the tunnel is now turned off.

11. Mr. Terry Ekker addressed Mayor and Council regarding different projects. He explained that the airport bid has been awarded and notice to proceed should be forthcoming. The Pioneer Park project will be advertised and the bid opening will be held right away. This includes one pavilion, five covered picnic shelters and miscellaneous concrete work.

Councilmember Pemberton moved that the City contribute \$2,139.40 to the BLM permit fees for the San Juan Safari. Councilmember Palmer seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

13. Mayor Turk began the discussion regarding Blanding Beautiful and the proposed partnership with Transitions. The proposal is to that the Transfer Station would be taken over by Transitions and it would also be used as an assembly area for unwanted items. If the terms of the deed are not met the property will revert back to the City. This agreement would be at no additional cost to the City. Mayor Turk further explained that the main purpose for this proposal is for collaboration with a public serving entity and to make it possible for people to donate items and receive tax credits for such items. This is also a less coercive way to bring the community into compliance with the "private junk yards" ordinance. The City could be designated as a recycling zone. Councilmember Johnson stated that he has an issue with the City donating land to a private entity. He then asked how Transitions is going to obtain the capital outlay to begin this project. Mrs. Sandra Asbury explained that their intention is to start the facility with what is there now and pursue the grant money to expand. If the grant money does not come through the land reverts back to the City. Transitions has agreed to slat the fence when they take over this project. Advise and consent was given by Council to proceed with the documents on this contract.

Councilmember Pemberton asked that two things be included in the contract. The development on the ten acres and how much do they have the ability to collect on that ten acres. Also, what happens when there is so much junk and they cannot get rid of it. All Council felt this needed to be discussed further before any final approval is made. Councilmember Johnson asked Mrs. Asbury to bring in a business plan which includes time frames for having this area fenced and slatted, people who she has contracts with to help, plans for moving stuff around, some organization on how the property is intended to be used. Mr. Webb was instructed to put Transitions preliminary business plan on as an information item for the July 27, 2004 meeting.

14. Councilmember Johnson moved to accept the 4th of July thank you and to place it in the newspaper. Councilmember Palmer seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

Councilmember Bayles asked that the weed abatement issue be skipped and left off the agenda until he asks for it to be included.

Mr. Webb presented a draft letter that could be sent to citizens regarding broken down vehicles on City Streets. In the past the City police have given the office a list of vehicles that need to be removed and letters have been sent. Councilmember Pemberton suggested a few wording changes to the letters. Such as not calling the vehicles "broken down vehicles" but something other than that. He asked that the City Ordinance Number be included in the letters. Also, instead of saying your vehicle be removed it could read "the vehicle occupying the City right-of-way adjacent to your property". Councilmember Bayles moved to proceed with sending letters to citizens with changes after the police have given the office a list. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Johnson
Councilmember Palmer
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

17. Mr. Webb discussed the pioneer estates letter that was included in the packet. These letters will be sent to vacant lot owners only. Councilmember Pemberton asked if this letter could be considered contractual if the price increases over time. Mayor Turk asked that "currently" be italicized. Advise and consent was given to proceed with the letter.

Mr. Webb discussed the issue of allowing those in pioneer estates to make payments on the fees that they are required to pay. Councilmember Bayles stated that they could start paying for it right away and by the time the 60 day time period is over, it will be taken care of. After a short discussion, it was decided to allow until January 1, 2005 to have all fees paid in full.

19. Councilmember Palmer moved to adopt Resolution 2004-11 Certified Tax Rate at .003496. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Johnson
Councilmember Palmer
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried. Mr. Webb explained that this is the biggest drop in 10 years.

Mr. Ekker explained that the concrete bid opening had been held and the two contractors who bid came in with the same bid. Their price was higher than current market price. Mr. Ekker has negotiated with both contractors and they have agreed to market price not to exceed \$80/yard. He recommended the bid be awarded to both contractors.

Councilmember Johnson moved to accept the bids of Holliday Construction and Yoakam Masonry at market price not to exceed \$80/yard. Councilmember Palmer seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

21. Mr. Ekker explained that the chip bid opening had been held and only one supplier bid. Their bid was substantially higher than engineers estimate. Mr. Ekker recommended not accepting this bid and bidding again later in the fall to get a lower bid. Advise and consent was given to accept Mr. Ekker's recommendation.

22. Mr. Ekker explained that he recommends the City adopt the APWA standards for concrete construction. He does not agree with everything in these standards and would like to make adjustments as he feels necessary. **Councilmember Pemberton moved to accept the APWA standards and specifications subject to being changed by the City Engineer. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

23. Mr. Webb was asked to draft a letter to the Forest Service regarding the City of Blanding's opposition to the proposed Wilderness Area for the Mayor and Councilmembers to sign. An action item will be included on the July 27, 2004 agenda.

24. Mr. Webb explained that the draft of the hydro geological report is in the office for any who is interested.

25. Mayor Turk asked if there was anyone interested in being nominated for the board for the Utah League of Cities and Towns to let him know.

26. Mr. Webb was asked to put the San Juan Safari under information items for the July 27, 2004 meeting.

Councilmember Pemberton moved that Mayor and Council retire to executive session regarding legal matters. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Palmer
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried. The meeting moved into executive session at 9:00 p.m.

28. Mayor and Council returned from executive session at 9:37 p.m.

29. Councilmember Bayles moved to accept the settlement offer of Kinlani Archaeology at \$17,269.00 on condition that SHIPO accepts the report as sufficient. Councilmember Palmer seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Palmer
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:40 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
June 15, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk
City Councilmembers: Brian Bayles
Eric Johnson
Kelly Laws
David Palmer
Randall Pemberton
City Manager: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
City Engineer: Terry Ekker
General Services Director: Jeff Black

Others Present: Neil Joslin

1. Prayer/Thought - A prayer was offered by Councilmember Palmer.

2. The Pledge of Allegiance was recited.

3. Councilmember Johnson moved to accept the minutes and financial disbursements of the June 8, 2004 meeting with the following corrections:

- A. #8 - Councilmembers Laws asked that his comments regarding the 30 acre feet of water used this year over last year and the 27 acre feet of raw water the City has used be included in the minutes
- B. #12 - "acquire vehicles" should read "acquired vehicles."

Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
	Councilmember Palmer
	Councilmember Pemberton
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Turk declared the motion carried.

4. Councilmember Pemberton asked what the payment to Arnell West, Inc. was for. Mr. Webb explained that this is the charge for mobilization. Councilmember Laws asked if the payment to Western Builders was a final payment. Mr. Webb explained that it was not. The City is still holding some retention.

5. Mr. Bret Hosler presented Resolution 2004-09 PreDisaster Hazard Mitigation Plan for adoption. **Councilmember Palmer moved to adopt Resolution 2004-09 A Resolution Adopting the Southeastern Utah Association of Local Governments Pre-Disaster Hazard Mitigation Plan as required by the Federal Disaster Mitigation and Cost Reduction Act of 2000. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
	Councilmember Palmer
	Councilmember Pemberton

Those voting 'NAY'	NONE
---------------------------	-------------

constituting all members thereof, Mayor Turk declared the motion carried.

6. **Councilmember Bayles moved to adopt Resolution 2004-10 A Resolution Honoring Rayburn Jack and his service in health care to the City of Blanding and its citizens. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
	Councilmember Palmer
	Councilmember Pemberton

Those voting 'NAY'	NONE
---------------------------	-------------

constituting all members thereof, Mayor Turk declared the motion carried.

7. A lengthy discussion ensued regarding the airport project. Mr. Ekker explained that the City received only one bid which was from Crowley Construction. The bid was \$100,000 higher than engineers estimated and the budgeted amount for the project. Mr. Webb explained that he has been speaking with the Federal Aviation Administration and they have suggested that the City accept this bid and continue with the project and use the money that the FAA has earmarked for the City in 2006 for the overage. The City would have to cash flow some of this project until 2006. Councilmember Johnson asked Mr. Ekker if he felt the bid was in line and Mr. Ekker stated that he felt it was. Mr. Webb stated that we could wait and rebid this in November, Councilmember Johnson stated that would put the asphalt into April, May or June of 2005. After some further discussion, **Councilmember Bayles moved to accept the bid of Crowley Construction for \$561,347.78 to complete the Airport Project with the stipulation that staff come back to Council if further discussion is warranted. Councilmember Laws seconded the motion . Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Laws
	Councilmember Palmer
	Councilmember Pemberton

Those voting 'NAY'	NONE
---------------------------	-------------

Those abstaining	Councilmember Johnson
-------------------------	------------------------------

constituting all members thereof, Mayor Turk declared the motion carried. Councilmember Johnson explained that his abstaining vote was due to conflict of interest as his company is a subcontractor for Crowley Construction on this project.

8. Councilmember Johnson moved to adopt the Right-of-Way ordinance. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

9. Councilmember Laws moved to adopt Resolution 2004-6 as presented. Councilmember Pemberton seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Laws
Councilmember Pemberton

Those voting 'NAY'

Councilmember Bayles
Councilmember Johnson
Councilmember Palmer

constituting all members thereof, Mayor Turk declared the motion defeated. Councilmember Bayles presented a revised Resolution 2004-6, which includes taking \$1,900 additional out of Council discretionary funds to go towards recreation equipment and requested merit increases. Mayor Turk asked Mr. Webb what the total dollar figure of merit increases are. Mr. Webb explained that it was approximately \$6,000. Councilmember Bayles moved to adopt Resolution 2004-6 as revised. Councilmember Palmer seconded the motion. Mayor Turk repeated the motion and asked for discussion. Councilmember Palmer reiterated that the \$1,900 in recreation was for youth programs equipment only. Mayor Turk then called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Johnson
Councilmember Palmer

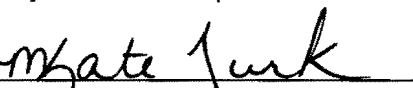
Those voting 'NAY'

Councilmember Laws
Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried.

10. Mr. Webb explained that Mr. Keith Hoggard, with CEU trucking school, came in to see him today and explained that they have joined forces with Cortez and they need a vehicle to travel to Cortez and back and asked if the City would be willing to donate a vehicle. CEU trucking has done an extensive amount of work for the City. Councilmember Laws feels that there can be no action taken on this issue until a policy regarding the confiscated vehicles is passed. Councilmember Bayles suggested that this could be done as a trade for work. Mr. Webb was asked to put this on the July 13th meeting for discussion.

Meeting adjourned at 9:08 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
June 8, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk
City Councilmembers: Brian Bayles
Eric Johnson
Kelly Laws
City Manager: Chris Webb
City Clerk: Patti Bartlett
City Planner: Bret Hosler
City Engineer: Terry Ekker
General Services Director: Jeff Black
Recreation Director: Sarah Swapp

Absent:

City Councilmembers: David Palmer
Randall Pemberton

Others Present: John Brake, Neil Joslin

1. Prayer/Thought - A prayer was offered by Sarah Swapp.

The Pledge of Allegiance was recited.

3. Councilmember Bayles moved to accept the minutes and financial disbursements of the May 25, 2004 meeting with the following corrections:

A. #19 - Councilmembers Laws and Bayles both explained that they would not vote for alcohol sales in the City as long as they were on Council.

Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
Those voting 'NAY'	NONE
Those absent	Councilmember Palmer
	Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried.

4. Mayor Turk presented the police report. Councilmember Johnson stated that he appreciates this report when citizens asked why dogs are not being controlled and he can give them numbers of dogs destroyed, etc. Councilmember Laws stated that the officers are doing a good job because each referral to court resulted in some kind of conviction. Mayor Turk stated that his sense in speaking with Lyle Bayles is that things are working well between the City and the Drug Task Force.

5. Mayor Turk gave a report on the Iraq Veterans Celebration. 41 veterans came back with the 1457th and 11 others have been identified. There will be a Navajo taco luncheon for the families at the Stake Center Pavilion at 11:00 on 6/19/04. The parade will begin at 1:00 p.m. from the South Park and at 2:00 p.m. the program will proceed as outlined on the program. All councilmembers are on the program to present the awards. Councilmember Laws stated that he will not be in town that day. Mr. Webb will return the Guidon to the 1457th. Mayor Turk stated that the slide show will be spectacular. It is made up of photos that our troops took while overseas. Sgt. Walker will be speaking about the activities of the 1457th. There have been 2,000 stickers produced for all to wear to thank the soldiers for their service.

6. Mr. Webb gave an update on the Smart Site. The Communications company that Dallin Redd is running was up and going, but had a problem with their system dialers out of Florida and are down for a few weeks. They have hired a few local citizens. They are using 5 computers at this time. Frazier Technologies and Georama are using the others. With Eagle Rock Technical Group coming in, there are 17 more computers being delivered this Friday to help these new businesses get up and running. Mr. Redd spent \$6,000 of his own money to get the old police station set up to run the business.

7. Mr. Webb talked of the June 22 council meeting. This night is also going to be the primary elections. The intent, he believed, of council was to cancel this meeting. The airport bid needs to be awarded and Mr. Webb asked that Council offer approval to go with the low bidder once they are qualified by the FAA. There is only one bid from Crowley Construction. A discussion was held regarding whether or not this project could proceed on advise and consent from Council. Advise and consent was given to proceed.

8. Mr. Jeff Black presented the May 2004 Water and Natural Gas Reports. Councilmember Laws stated that it appears to him that maybe we as a City have overstepped our usage and we have put out the message to the citizens that it doesn't really matter and the city is going to do as they please, so the citizens feel like they can do as they please. We now have a deficit of 75 acre feet compared to where we were one year ago. Councilmember Bayles asked if we are actually using more water this year or did we not get as much water off the mountain this last month. Councilmember Laws stated that he does not know. Councilmember Johnson asked if the City is not getting the diversion it is supposed to since Recapture has come up so much. Councilmember Laws stated that it is not our water and that the City has rights and the Irrigation Company has rights. The City has taken all the water they have a right to take. Mayor Turk asked how the 4th Reservoir is coming as far as expectations, are we ahead of where we thought we would be. Mr. Black stated that he thinks that we are ahead of projections. Mr. Webb explained that the City has used 195 acre feet of treated water. Last year we used 165 acre feet of treated water at this time. This number does not include raw water usage. Mr. Webb stated that he believed the City has used approximately 27 acre feet of raw water. Councilmember Laws feels that the reason the citizens of Blanding have used 30 acre feet more this year is an attitude.

9. Councilmember Johnson moved that the meeting move into the public hearing regarding the Public Right of Way Ordinance. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Those voting 'NAY'

NONE

Those absent

Councilmember Palmer

Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried. A time limit of five minutes was set for the meeting. Mr. Hosler explained the ordinance. It was clarified that this ordinance was not retroactive.

Councilmember Laws moved that the meeting move out the public hearing regarding the Public Right of Way

Ordinance . Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
Those voting 'NAY'	NONE
Those absent	Councilmember Palmer
	Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried. This ordinance will be put on the next agenda as an action item.

10. Mr. Webb presented Resolution 2004-6 FY 2004 General Fund and Enterprise Fund Budget. Councilmember Bayles stated that he will not vote to pass this resolution. He feels that the merit raises asked for should have been given when asked by the supervisors. The money that has now gone into the Council discretionary fund, should have gone to those employees. He appreciates the hard work that's gone into the budget, but he will not vote for it as it stands. Mayor Turk stated there would be no action taken on this item because there must be three votes in favor to pass the budget. Mayor Turk suggested the consideration of a sliding cost of living for those who may be considered as working for poverty wages. Councilmember Johnson feels that these wages may be considered poverty wages nationally, but not in San Juan County. Mayor Turk stated that they are considered poverty wages if their children qualify for free or reduced lunches at school. Councilmember Laws asked should we go back to the actual cost of living adjustment which was just a little over 1% instead of 2.5%. After more discussion, it was decided to hold a meeting on June 15 at 8:30 p.m. There will be at least 2 actions items - the airport bid and the budget resolution.

11. **Councilmember Bayles moved to adopt Resolution 2004-7 Adjusting FY2003 General Fund Budget. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
Those voting 'NAY'	NONE
Those absent	Councilmember Palmer
	Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried.

12. **Councilmember Laws moved to adopt Resolution 2004-8 Setting Policy Regarding Purchase of City Acquired Vehicles. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
Those voting 'NAY'	NONE
Those absent	Councilmember Palmer
	Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried.

Mr. Hosler presented Resolution 2004-9 Regional Natural Hazard Mitigation Plan. He explained that Rick Bailey with San Juan County caught a portion where Bluff was trying to outlaw the mill. The County passed this plan with the elimination of that portion. Mayor and Council asked to see the 21 pages of the plan pertaining to San Juan County. Mr. Hosler handed those out to Mayor and Council.

14. Councilmember Laws moved to approve the purchase of the sewer machine from American Sewer for 9,500. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
Those voting 'NAY'	NONE
Those absent	Councilmember Palmer
	Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried.

15. Councilmember Johnson moved to approve the purchase of the 420D Cat for \$64,200. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
Those voting 'NAY'	NONE
Those absent	Councilmember Palmer
	Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried.

16. Councilmember Bayles moved to approve the purchase of the street banners at \$9,120. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
Those voting 'NAY'	NONE
Those absent	Councilmember Palmer
	Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried.

17. Councilmember Laws moved to award the bid for recodification to Sterling Codifies at \$11,950 base plus incidentals. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
Those voting 'NAY'	NONE
Those absent	Councilmember Palmer
	Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried.

18. Councilmember Johnson moved to accept the proposal from Site Design for the skate park design and instruction, with the contingency that Council approves the design with legal clarification of liabilities. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
Those voting 'NAY'	NONE
Those absent	Councilmember Palmer
	Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried.

19. After a lengthy discussion regarding Pioneer Estates, Councilmember Laws moved to charge \$1,100 for construction fees in Pioneer Estates where water is being upgraded. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
Those voting 'NAY'	NONE
Those absent	Councilmember Palmer
	Councilmember Pemberton

constituting all members thereof, Mayor Turk declared the motion carried.

20. Councilmember Laws deferred the dog pound enlargement issue to another time. Mr. Webb asked that he tell him when he would like it on the agenda. Councilmember Laws stated that at the last meeting he had stated it did not need to come back because the budget is going to be finalized and this issue was not addressed.

Meeting adjourned at 8:44 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
May 25, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk
City Councilmembers: Brian Bayles
Eric Johnson
Kelly Laws
David Palmer
Randall Pemberton
City Manager: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
City Engineer: Terry Ekker
Police Chief: Mike Halliday
General Services Director: Jeff Black
Recreation Director: Sarah Swapp

Others Present: Terri Laws, John Brake, Neil Joslin, Sandra Asbury, Todd Moon, Joshua Moon, Leslie Nielson

1. Prayer/Thought - A prayer was offered by Councilmember Laws.

The Pledge of Allegiance was recited.

3. Councilmember Laws moved to accept the minutes and financial disbursements of the May 11, 2004 meeting with the following corrections:

A. #3 - the motion should read "accept the minutes and financial disbursements."

Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Palmer

constituting all members thereof, Mayor Turk declared the motion carried. Councilmember Laws asked why the vehicle purchases regarding lienholders, \$3,000 for the banners and the pound issue were not put on this agenda as he had asked. Mr. Webb explained that these items were missed by staff and apologized.

4. Mr. Hosler, representing the Blanding Community Legacy Trust, presented Mayor and Council with a Commemorative Centennial Coin and thanked them for their support.

5. Mr. Webb discussed the sale of Lot 62 in Pioneer Estates. **Councilmember Bayles moved to proceed with the sale of Lot 62 in Pioneer Estates for \$9,000. The proceeds will be divided equally, \$4,500 to the Centennial Celebration and \$4,500 to the Legacy Trust (this will not be matched by the City). Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Pemberton**

Those voting 'NAY'

NONE

Those absent

Councilmember Palmer

constituting all members thereof, Mayor Turk declared the motion carried.

6. Mayor Turk explained that the State of Utah has declared June 12 - 19 as Military Appreciation Week. This coincides with the planning already underway for a celebration in Blanding on June 19 to honor and welcome the troops who served in Iraq. A parade and an awards ceremony will be held. Mrs. Holly Walker asked the Mayor to ask Council if they would be willing to scoop ice cream at the community ice cream social on June 19. Mayor Turk also asked for help in identifying individuals who are not members of the 1457th, so they can be honored also. **Councilmember Pemberton moved to adopt Resolution 2004-5, Proclaiming City of Blanding Military Appreciation Week. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

7. Councilmember Johnson explained the recommendation of the Planning and Zoning Commission on the sight triangle issue. Councilmember Laws asked if the Commission had the right to make these changes or if it needed to go before the Board of Adjustments. Mr. Webb explained that the Board of Adjustments is used when someone comes and asks for an exception to the law. When the law is being changed it is to be done through Planning and Zoning. Councilmember Laws also asked that this be reworded in the area where it states that "Council shall set a public hearing." He would like it to read "If Council chooses to take action, they shall set a public hearing date." **Councilmember Johnson moved that a public hearing be set for the sight triangle recommendation with the above changes. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

8. Councilmember Pemberton moved that the meeting move into public hearing regarding the FYE June 30, 2005 General Fund and Enterprise Funds Budget. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried. The public hearing opened at 7:30 p.m. A five minute time limit was set. There was no one signed up to speak. Mr. Webb explained the budget.

Councilmember Palmer moved that the meeting move out of public hearing regarding the FYE June 30, 2005 General Fund and Enterprise Funds Budget. Councilmember Johnson seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried. The meeting moved back into regular session at 7:34 p.m.

9. Councilmember Laws moved that the vehicle bids be accepted as presented. Councilmember Palmer seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

10. Mr. Webb discussed the issue of a right-of-way on 300 East around 500 South. The developer is willing to push the road through the City's property. Mr. Ekker asked if we are going to require the developer to curb and gutter and pave on the City property. Mr. Webb stated that we were not. Councilmember Laws feels that it would be alright as long as this road is constructed under Mr. Ekker's requirements and that they gravel at least a 25 ft. wide strip.

11. Mr. Webb explained that the primary elections will be held on June 22, 2004. This is the scheduled Council meeting night. A final decision on whether to cancel or reschedule this meeting will be made at the June 8, 2004 meeting.

12. A discussion ensued regarding the requested use of the old jail facility by Mrs. Sandra Asbury. Mayor Turk and Council took a five minute break and toured the old jail facility. Mr. Jeff Black explained that this a valuable storage facility for the City. Councilmember Johnson was concerned about setting a precedence by donating this building. Councilmember Bayles explained that he wants to help Mrs. Asbury in what she's trying to do, but does not feel this is the appropriate facility. Mayor Turk explained that there are too many conflicts around this particular facility, but that doesn't mean there may not be another way in which the City can collaborate with Mrs. Asbury.
13. Councilmember Bayles requested that the weed abatement issue be tabled until further notice.
14. Councilmember Johnson explained that Mr. Hosler is looking into how other Cities handle a "Blanding Beautiful" situation. There is some concern over heavyhanded enforcement and how to go about that. Mayor Turk stated that he and Mrs. Asbury have had parallel discussions along these lines which would allow a partnering with Transitions in the Blanding Beautiful concept.
15. Councilmember Laws asked that the car donation issue be moved as a discussion item on the first agenda in July, 2004.
16. Councilmember Laws began a discussion regarding the transfer station facility. He feels there needs to be more straight forward policies set regarding the use. Councilmember Laws asked that this item be put on the agenda for the first meeting in July as a discussion item.
17. Councilmember Pemberton made Mayor and Council aware of his concern regarding e-mail correspondence. He explained that the Utah League of Cities and Towns has explained that e-mail is fine as long as a discussion thread does not begin. Mayor Turk does not feel that the Open Meetings Act has been violated up to this point, but it is an issue about which Council needs to be aware.
18. Mr. Webb explained that he believed the issue regarding the \$3,000 Council discretionary for the banners could be approved by advise and consent. Mr. Webb was told to proceed with the banners and that it would be formally approved at the next council meeting.
19. Mrs. Leslie Nielson representing "Communities for Decency" explained that she has had several phone calls from concerned citizens because they have heard a rumor that the Mayor and Council are considering changing the ordinance regarding alcohol sales within City limits. Councilmember Palmer stated that there have been no discussions by the Mayor and Council regarding this issue. He further stated that if there were, there is a process that must be followed. Councilmember Bayles stated that this has been a rumor for months and that he had several people from Monticello ask him about this issue. Councilmember Laws stated that Councilmember Bayles has told him about that rumor. Councilmembers Bayles and Laws also stated that they are not seeking a business license to sell liquor. Mayor Turk assured Mrs. Nielson that as long as he is in office, anything that is going to be discussed in Council meeting will be on the agenda.
20. Mr. Hosler asked that the Hazardous Mitigation Plan be put on the next agenda for discussion.
21. Councilmember Pemberton asked how the Planning Conference held at the Arts and Events Center went. Mayor Turk explained that they went very well and that Mr. Hosler was honored at the meetings.
22. Ms. Sarah Swapp thanked the Mayor and Council for their hard work.

Meeting adjourned at 8:44 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
May 11, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk
City Councilmembers: Brian Bayles
Eric Johnson
Kelly Laws
Randall Pemberton
City Manager: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
City Engineer: Terry Ekker
Police Chief: Mike Halliday
General Services Director: Jeff Black
Recreation Director: Sarah Swapp

Absent:

City Councilmember: David Palmer

Others Present: Terri Laws, Barbara Turk, Janice Dyer, Neil Joslin, John Brake, Craig Swenson

1. Prayer/Thought - A prayer was offered by Councilmember Johnson.

The Pledge of Allegiance was recited.

3. Councilmember Johnson moved to accept the minutes and financial disbursements of the April 27, 2004 meeting with the following corrections:

A. #9D - should read "these boards."

B. #14H - should read "the City of Blanding has been charging itself franchise fees".

Councilmember Laws seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Palmer

constituting all members thereof, Mayor Turk declared the motion carried.

4. Mr. Webb presented the financial disbursements. Councilmember Johnson asked if the City is following procurement policy on purchases. Mr. Webb stated that they are. Councilmember Pemberton asked if the disbursement for Special Olympics was a yearly donation and Mr. Webb stated that it was.

Mrs. Janice Dyer spoke to Council on behalf of Sandra Asbury. She proposed the City allow Mrs. Asbury to use the old jail as a thrift store, donating it to her and then when she moves into a bigger building she would restore it for historical value. She also asked about the donation of a vehicle to her program. Councilmember Laws stated that he felt the

consensus was the donation of vehicles was no longer going to happen, but this issue needs to be revisited. He asked that issue be put on the next agenda for discussion. Mayor Turk thanked Mrs. Dyer for her proposal.

6. Mr. Craig Swenson, San Juan High School Softball Coach, thanked Mayor and Council for the hard work the City employees did on the fourplex this spring. They did an excellent job.
7. Mr. Jeff Black, General Services Director, addressed Mayor and Council regarding the following issues:
 - A. Presented the April 2004 Natural Gas and Water Reports. Councilmember Laws stated that 500 acre feet needs to be subtracted from the City's share of current volume for this report to be truly accurate. The City is only ahead 40 acre feet from last year at this time.
 - B. Presented the City Workers Time Report. He explained that this report was fairly complicated and time consuming. Councilmember Laws stated that he liked the report.
8. Mr. Bret Hosler, City Planner, addressed Mayor and Council regarding the following issues:
 - A. Regarding Blanding Beautiful - the planning commission will meet Thursday, May 13 and this will be reviewed at that time.
 - B. Met with Mr. Chris Johnson today to go over his role on the two boards.
 - C. Showed the Blanding Centennial Commemorative Coin. This with the card will be available in the next week or two at the City office and the cost will be \$10/ea. He explained that they are going to try to do a limited edition stamped silver coin also. He suggested the Council purchase 18 of these silver coins to present to previous Mayors or their families if deceased.

Councilmember Laws moved that the meeting move into the public hearing regarding the Subdivision Ordinance Changes. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember Palmer

constituting all members thereof, Mayor Turk declared the motion carried. The public hearing regarding the subdivision ordinance changes opened at 7:30 p.m. A time limit of 5 minutes was set for this hearing. There was no public comment. Mr. Webb explained the changes that were being made to the ordinance. Councilmember Laws moved that the meeting move out of public hearing regarding the Subdivision Ordinance Changes. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember Palmer

constituting all members thereof, Mayor Turk declared the motion carried. The meeting moved out of public hearing at 7:37 p.m.

10. Mr. Webb explained that the Tunnel preconstruction conference is scheduled with EPA for Friday, May 14 at 8:00 a.m. at the City Office. The contractor will also be in attendance and Mr. Webb invited any Council who were interested. The penalty on this project is \$1,000 a day which was recommended by Mine Engineers, Inc.

11. Chief Halliday presented the Police Report. Mayor Turk explained that he has visited with Chief Halliday and wanted it understood that after their discussions, they have been in concurrence. Chief Halliday explained that Corey Workman is currently serving as the animal control officer. He further explained that the ordinance stated that the City will hold dogs 5 days before putting them down. The current pound only has 5 cages. Councilmember Laws asked if there was need for more cages and Chief Halliday stated that there is. Councilmember Laws asked that the pound issue be placed on the next agenda for discussion. Chief Halliday stated that regarding this report it doesn't always show accurately what's happening. Investigations take a lot more time than writing a traffic ticket. These numbers do not reflect drug task force time or the DARE time that Officer Black handles. He further explained that CEU has cleaned up the property east of the Police Station for the abandoned vehicles to be stored.

12. Councilmember Laws stated that the irrigators have come to realize there is no water. The citizens need to be prepared for the long haul of water restrictions throughout the year.

13. Mr. Terry Ekker, City Engineer, presented a bid summary regarding Pioneer Estates utility work. Crowley Construction was the low bidder with a bid of \$214,546.45 and Mr. Ekker recommended the bid be awarded to them. Councilmember Laws asked if this was going to get done in the time specified. Mr. Ekker stated the contract date is September 1, 2004 and the liquidated damages are \$250 a day. He explained that the intent is to have the utility work completed this fall and pave in the spring. Mr. Black states that waiting until spring gives time for warranty work to be done needed before paving begins. The citizens in the area are aware that the asphalt will not be done until Spring 2005. Councilmember Johnson asked Mr. Ekker for a schedule of when projects are going to be bid. **Councilmember Laws moved that the bid for Pioneer Estates Utility Work be awarded to Crowley Construction in the amount of \$214,546.45. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Palmer

constituting all members thereof, Mayor Turk declared the motion carried.

14. Mr. Webb explained that he would like to advertise the sale of Lot 62 in Pioneer Estates for \$9,000. He would like to split the proceeds ½ to Legacy Trust and ½ to the publishing of family histories for the Centennial Celebration. Mr. Black stated that the City matches anything given to the Legacy trust and he feels that is too much. Mayor Turk asked why anyone would purchase this property for over market value which is somewhere between \$6,000 & \$8,000. Mr. Webb feels the incentive would be because it is for the Centennial Celebration/Legacy Trust. Mayor Turk explained that usually these kinds of publishings are paid for by subscriptions. He also feels these histories should include pictures and they will sell better. There are a lot of companies that will come in and do this as a turn key project with no cost to the City.

Councilmember Johnson moved that Lot 62 in Pioneer Estates be advertised to sell for \$9,000 with ½ of the proceeds going to Blanding Community Legacy Trust and ½ of the proceeds to Centennial Committee. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. After some discussion, Councilmember Johnson withdrew his motion and Councilmember Bayles withdrew his second. The item was tabled until next meeting.

Councilmember Laws moved that the rules be suspended and that the Subdivision Ordinance Changes be adopted. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Palmer

constituting all members thereof, Mayor Turk declared the motion carried.

16. Mayor Turk discussed the new agenda format. He explained that his concern resides within the Open Meetings Act and the "Sunshine" Law. He believes the City is required to proceed in an agenda format similar to what he is recommending. The public needs to be aware of any items that are going to be dealt with in that meeting. Mr. Webb was asked to put copies of e-mails in Councilmember Bayles' box. There could also be an "Other" under discussion items. Councilmember Bayles recommended the new format be explained in the next newsletter.

17. Mayor Turk discussed the disposition of abandoned vehicles. There are vehicles that are impounded without culpable lien holders. At this point we cannot auction this vehicle. In some instances that lien holder will ask the City to dispose of the vehicle because it is not worth the cost of coming to pick up the vehicle. The reason this is coming forth now because in the past certain officers have offered to purchase these vehicles themselves. Mayor Turk asked if Council felt we need to set a standing policy on this issue. He has researched the issue and found that it is not illegal to handle these vehicles this way. Some councilmembers feel that it may not be illegal, but it is the perception it gives to the public. Mr. Webb recommended that the City stay out of this area and if the lienholder wants to sell the vehicle they can advertise it in our local paper. Councilmember Laws asked that this be put on the next agenda as an action item.

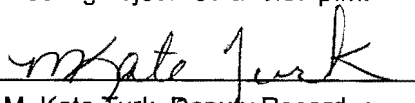
18. Mr. Webb discussed the monument signs and banner designs. He explained that we have a \$2,000 grant to help with the signs. The cost for 3 different banners at \$20/ea. and the hardware is \$8,520. The Economic Development Board has \$4,000 to go toward this project. Council has \$3,000 left in its discretionary fund and there will be some left in the elections budget. He feels there is money in the budget to do this. This item will be put on the next agenda as an action item.

19. Mr. Webb discussed the phone franchise fee issue. He explained that the City can put a franchise fee on phones any quarter that they wish to. It does not have to be done right now.

20. Mr. Webb reminded Mayor and Council of the budget work meeting that will be held Tuesday, May 18, 2004.

22. Mr. John Brake asked about the speed limit signs on 300 West. Mr. Black explained that he hasn't gotten to it yet and he needs to discuss it further with Mr. Ekker.

Meeting adjourned at 8:57 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
April 27, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Toni Turk

City Councilmembers: Brian Bayles

Eric Johnson

Kelly Laws

David Palmer

Randall Pemberton

City Manager: Chris Webb

City Clerk: Patti Bartlett

City Planner: Bret Hosler

City Engineer: Terry Ekker

Police Chief: Mike Halliday

Others Present: Terri Laws, Barbara Turk, Barry Simpson, Spenser Simpson, John Brake, Neil Joslin, Kent Hawkins, Blaine Hawkins, Clyde & JoAnn Watkins

1. The prayer was offered by Councilmember Bayles.

The Pledge of Allegiance was recited.

3. Councilmember Laws moved to accept the minutes of the April 13, 2004 meeting with the following corrections:

A. #14A - The motion should read "Councilmember Laws moved that the subdivision ordinance be revised striking Section H except for the first line which states, "It is not the intent of the City to participate in the cost of street improvements for a new subdivision", and be taken to public hearing."

B. #10C - Should read Friday, April 16, 2004.

Councilmember Palmer seconded the motion. Mayor Turk repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

4. The following items were addressed as follow-up items from previous meetings minutes:
 - A. #5 - regarding the speed control on 300 West, South to 1600 South, Mayor Turk discussed this with Mayor Balch and this issue has been addressed with Chief Halliday.
 - B. #6 - regarding the donation of a vehicle or other contribution for the scouts for the Jamboree in 2005, there was no commitment made on the donating of a vehicle. Mayor Turk suggested the possibility of Council discretionary funds.
5. Mayor Turk asked if there were any budget requests from the public. There were none.
6. Chief Halliday reported that there are 14 or 15 cars that are ready to be sold. He requested permission from Mayor and Council to have another sale and asked for input regarding another auction on July 4, 2004. He would like to sell 8 to 10 of the cars ready at this time and save the rest for the 4th of July auction. Approval was given for Chief Halliday to proceed. Chief Halliday asked for permission to donate old items from the police station to Transitions. These are items that are not worth much, but worth enough to not throw away. Advise and consent was given to Chief Halliday to donate these items. Mr. Webb was also given consent to donate items.
7. Mr. Bret Hosler, City Planner, addressed Mayor and Council regarding the following issues:
 - A. reported on his findings regarding the Planning and Zoning Commission state statutes. The state statute says the Planning Commission will be set up by the City Council adopting an ordinance. The Board of Adjustments is similar. It's set up totally at the discretion of the Mayor with the advise and consent of Council.
 - B. Explained that he has been informed by our representative with UDOT that the Devils Canyon project will try to be rebid in May. If it doesn't happen by the end of May chances are the project will slip away. Mayor Turk asked if the County could become involved and if this should be pursued with the County Commission. Mr. Hosler stated that they could be involved and he would bring it to their attention.
8. Councilmember Johnson asked Mr. Terry Ekker, City Engineer, how the 4th Reservoir project was coming. Mr. Ekker stated that the pipe has been installed and there's been water running through it for 3 weeks or so and the seepage problem has been fixed.
9. Mayor Turk discussed the following items with Council:
 - A. Expressed appreciation for the confidence the Council has shown in him for this position. There were two events looming, in his consideration for this position, that excited him about it. The first is the returning of our troops from Iraq. He expressed his deep heartfelt regard for the service these men have lent to our nation. To be able to be in City Government at a time to be able to welcome them back without any casualties is something that we are all grateful for. We all owe them a debt of gratitude. He discussed the draft of the appreciation certificate that he would like to present to all servicemen from the area who served in Iraq. He would like to have a gold embossed city seal added to this document. Mr. Webb explained that the banners and flags will be up by this weekend. Mayor Turk asked for any recommendations for the certificates.
 - B. Went over the Police Department report with Council. Mayor Turk has spent a number of hours with Chief Halliday and Officer Bradford and they have come to a concurrence that there needs to be a balance between law enforcement and peace keeping. Mayor Turk, Chief Halliday, Mike Bradford, Craig Halls and Lyle Bayles will be meeting tomorrow night to workout the collaborative efforts between the City Police Department and the Drug Task Force. There will be a report from the Police Department included in the packets once a month.

- C. Councilmember Laws stated that when Darren Shumway was hired as an officer, he was hired at 50% animal control. Officer Cochran was then called to Iraq. We then hired Corey Workman, Danny Flannery left, and now Steven has returned. We are now back to a full force. Councilmember Laws asked that a certain officer be designated as animal control officer. Mayor Turk stated that he would discuss this with Chief Halliday. Councilmember Laws asked that an animal control column be added to the police report.
- D. Presented the name of Chris Johnson to serve on the Planning & Zoning Commission and the Board of Adjustments. Approval was given by Council. Mr. Hosler asked that Susan Flavel and Laura Nielson be written letters of appreciation for their service on these boards.
- E. Stated that there is an ordinance that is not being enforced regarding the storage of personal property. He would like to appeal to the civic pride of those not in compliance with this ordinance. Mayor Turk suggested a moratorium for some period of time be placed on the enforcement of the ordinance to allow property owners to come into compliance. Also, an abatement of dumping fees should be allowed during the moratorium. The City should also arrange a pick up service during moratorium period. There's a possibility of including garden clubs, etc. in this effort. Councilmember Palmer feels that possibly the ordinance needs to be reworked. Councilmember Johnson feels that it is a matter of enforcement. Mayor Turk informed Council this is only a discussion item and that he did not expect a decision tonight. He asked Council to give it some thought. He will have Planning and Zoning consider the issue also.
- F. Read a letter of appreciation from Mike Westover, Principal at San Juan High School, thanking the Mayor and Council for their donation of a vehicle for their raffle.

10. After some discussion regarding how to best help the scouts, **Councilmember Laws moved that the City donate \$2,000 out of Council discretionary funds to help fund the scouts going to the Jamboree in 2005, by allowing them work for the City at \$5.00 an hour until funds are exhausted. Councilmember Bayles seconded the motion. Mayor Turk repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried. Council asked that Mr. Black and Mr. Webb arrange for project for the Scouts and correlate the work.

11. Councilmember Laws discussed the following items from Mayor and Council:

- A. Asked about the water report from Clay Conway. Mr. Webb explained that he last spoke with Mr. Conway two weeks ago and that it should be to the City soon. Councilmember Laws feels that water should be the number one priority at this time. We cannot drop the ball on funding at this time. Mr. Webb explained that there are two other possible funding sources that he is aware of. Councilmember Laws asked if the paperwork with the Forest Service could be started now. Mr. Webb explained that he met with the Forest Service this week on this issue. He felt they seemed pretty open to these permits. The Forest Service would like a copy of the study, which we do not have yet. Mr. Webb was asked to get in touch with Mr. Conway and see where he is at on finishing this report.
- B. Talked of man hours put into Centennial Park. He made it clear that he is not against Parks and Recreation, the fourplex or the new park. He then stated that in the last six months, he estimates, that 50% of City employees' time has been spent on the development of the new park. The City does not know exactly how many man hours are being put into this park. He asked to see a break down of the cost of parks and recreation including man hours. Councilmember Johnson stated that we have increased the

fees to play to cover some of this cost. He also has other suggestions. Mr. Webb responded by explaining that all of the employees cost is broken down in the budget. He continued by stating that the employees are working on projects that the Mayor and Council have sanctioned. Time will vary with the construction of current projects and that he sees there is no benefit to the information that will come from the request to breakdown the employees' time. Mayor Turk asked if Mr. Black kept a job log of each employee. Mr. Webb responded that he does not. Mr. Webb also feels that to make this realistic and useful it is going to take considerable time to do this. Councilmembers Palmer and Johnson agreed. Councilmember Pemberton stated that in his experience working with the School District is that this can become very time consuming. Council took no action on this item.

12. Councilmember Palmer discussed the following items with Mayor and Council:

- A. Explained that the City should start thinking about a CEU center tied in with the pool where the Little League Field is. Councilmember Laws agreed with Councilmember Palmer. Mr. Webb talked of the progress of the CEU Wellness Center. They would like to work in conjunction with the City on this project.
- B. Asked where E-Planet was on the rental of the Police Station. Mr. Webb explained that the County was not willing to take the restriction off the deed, but they had no problem with the facility being used as a smart site. The City will enter into a lease agreement with E-Planet beginning May 1. Hiring could begin as soon as two weeks. Councilmember Pemberton asked if they would qualify as a smart site if they had their own facility and not one that we furnished. Mr. Webb said they would.

13. Councilmember Pemberton apologized for coming in late to the meeting. He then explained that the budget for the banners came in higher than expected. He asked Mayor and Council to be considering different approaches. Councilmember Johnson suggested scaling back from 60 banners to 30 banners. Councilmember Pemberton asked if Mayor and Council like the banners suggested. They all stated that they did. Mr. Webb does not have a final cost yet, he will continue to pursue this and keep Council informed.

14. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements. All were answered to satisfaction.
- B. Explained that the Transfer Station will be open Saturday, May 1 from 8 a.m. to 6 p.m. for City Cleanup Day. There will also be free dumping on that day.
- C. The City owns a piece of property on 300 East and 500 South. Eugene Shumway has proposed the City designate a street right-of-way down the westside of our property across his to tie into the road serving Larsons. We would give him the right to develop to our specifications if he wanted to. The City would have no obligation to spend funds or develop the right-of-way. We believe that it would also create an opportunity to get that City owned piece of property cleaned up. After some discussion, Council instructed Mr. Webb to continue to pursue and draft an agreement for Council approval.
- D. Presented the Capital Projects Plan. A general discussion ensued. Mayor Turk asked if the discussion held earlier regarding the collaboration with CEU would change this plan. Mr. Webb stated that it could. Councilmember Johnson stated that he is having a tough time with the skate park. Spending \$165,000 for a skate park for a handful of kids. Councilmember Bayles stated that there are people who would say the same thing about baseball. Councilmember Johnson stated that baseball has 38 teams with kids playing. Mr. Webb explained that the decision was made to pursue the skate park and we did. We wrote the grants based on a skate park and that's what has been funded. The money has to be spent on the skate park unless we turn the money back. Councilmember Johnson also disagrees with the purchase of a trencher. He feels for as much as the City uses the trencher it is not worth the cost. Mr. Webb stated that the issue of a trencher has been debated many times. The money has been saved for this project and there was money left over from the natural gas project. Councilmember Laws asked why there is \$100,000 for

restrooms on school property. Mr. Webb explained that this is all grant money. It was decided to switch the recreation complex scheduled for 2005 with the deep well drilling scheduled for 2006.

- E. Fire Chief Kent Hawkins asked for a \$92,000 addition to the fire station for further bay space. San Juan County will contribute in the amount of \$25,000. He would like the City to come up with \$25,000 and take the rest to the CIB Board for a possible grant. Council will consider this during the budget process.
- F. Mr. Webb asked if the changes made to the subdivision ordinance were acceptable. The wording should be as stated earlier in the meeting with the minutes change.
- G. Asked who would be attending the training on May 4 in Monticello at 6:00 p.m. Mayor Turk stated that he and Chris Johnson would both be attending.
- H. During the legislative session they adopted a bill that basically said if you are going to take a franchise fee from telecommunications you can only take 4%. The City of Blanding has been charging franchise fees to itself, cable and solid waste. They have a deadline of May 7 to know of our intent regarding these fees. It was Council's general feeling that there wasn't enough time to discuss this issue and they were not informed enough to make a decision at this time. It will be discussed at a later meeting after further research.

15. **Councilmember Bayles moved to adopt Resolution 2004-4, Retiring the Use of Radio Call Number Unit 4. Councilmember Laws seconded the motion. Mayor Turk repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton**

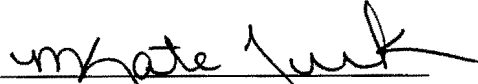
Those voting 'NAY'

NONE

constituting all members thereof, Mayor Turk declared the motion carried.

Meeting adjourned at 9:52 p.m.

By



M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
April 13, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

Eric Johnson

Kelly Laws

David Palmer

Randall Pemberton

City Treasurer: Kate Turk

City Clerk: Patti Bartlett

General Services Director: Jeff Black

Recreation Director: Sarah Swapp

City Planner: Bret Hosler

City Engineer: Terry Ekker

City Engineer: Philip Palmer

Others Present: Jolyn Redd, LeGrande Redd, Sandra Asbury, Donna Blake, Joe Hurst, Hans Hurst, Dane Hurst, Joe B. Lyman, Josh Lyman, Toni & Barbara Turk, Barry Simpson, Spencer Simpson, John Brake, Diane Balch

1. The prayer was offered by Mayor Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the March 23, 2004 meeting were approved as presented.
4. LeGrande Redd asked for permission to put pavement between sidewalk and pavilion and playground at Centennial Park to make these ADA accessible. This is for an eagle scout project. Approval was given.
5. Mr. John Brake asked for City participation in finishing his driveway to the road. He has brought it to grade and asked that the City purchase the concrete and he will do the labor to complete this. Mr. Jeff Black reminded Council that this would set a precedent for others to come in and ask. Mr. Philip Palmer stated that he did not feel the policy should be changed, but it should be handled on a case by case basis. The cost of this to the City will be approximately \$450. **Councilmember Laws moved that the City participate in finishing Mr. Brakes driveway, 10X35 feet of cement in trade for the excavation done by Mr. Brake. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

Mr. Brake then asked that another speed limit sign be put up near his home and asked that the new road be patrolled more frequently by the police force. Mayor Balch stated he would discuss this with Chief Halliday.

6. A group of scouts addressed Mayor and Council regarding a fundraiser for them to attend the national scout jamboree in 2005. Spencer Simpson asked that council donate a vehicle to them from the confiscated vehicles and if that was not possible did they have any other suggestions. Mayor Balch explained to the scouts that the Council would look into this further and have an answer for them by next meeting. Councilmember Laws suggested using these scouts around reservoirs or on street cleanup.

7. Mrs. Sandra Asbury asked Mayor and Council about their decision on the police station regarding her using it for a thrift store and also asked if they could be given a vehicle. Mayor Balch explained that the police station issue would be discussed later in the meeting.

8. Mrs. Jolyn Redd asked that Council be more conscientious regarding ADA laws when constructing new facilities.

9. Mr. Jeff Black, General Services Director, presented the March 2004 Natural Gas and Water Reports. Councilmember Laws outlined places on the water report that he felt were in error and asked that these corrections be reflected on future reports and also asked that columns be added to show where the city was last year at this time and two years ago at this time.

10. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:

- A. Explained the status on the police station. The deed shows the building is owned by San Juan County, but shows will be used by the City of Blanding. It also includes a restriction that it must be used for municipal use or the building will revert back to the County. This deed was written up, but never recorded. Mr. Hosler explained that a company by the name of E-Planet would like to lease the building for 12 months. Mr. Hosler stated that E-Planet will qualify as a Smart Site under the City, therefore the building would still be being used for Municipal

Use. Councilmember Laws asked that Mr. Webb verify this with the County before going any further. Mayor Balch asked for all in favor of pursuing the smart site if it is approved by the County. All were in favor.

- B. Talked of possible annexation of Craig Stanley's property. Mr. Hosler asked if Mr. Stanley pursues annexation, may he approach neighbors asking them to consider annexing also. Council approved this action.
- C. Explained that a tree care workshop will be held at the Arts and Events Center on Friday, April 16, 2004.

11. Mr. Terry Ekker, City Engineer brought Mayor and Council up to date on different projects. **Councilmember Laws moved that LeGrande Johnson be awarded the asphalt project in the amount of \$96,482. The motion was seconded by Councilmember Palmer. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

12. Councilmember Johnson discussed the following items with Mayor and Council:

- A. Discussed the proposed right-of-way ordinance. After some discussion, Councilmember Johnson and Joe B. Lyman, Chair of the Planning and Zoning Commission decided to have a work meeting regarding this ordinance. They asked to be able to look at it further and bring it back to Council.
- B. Asked for Councils advise on whether he should continue to fill the Planning Commission seat or not. Because the Utah League of Cities and Towns has recommended that a councilmember not be a voting member of the Planning Commission, Councilmember Johnson has concerns. Mr. Hosler was asked to research this issue further by looking into state laws, etc. He will come back to Mayor and Council with a report at the next meeting.

13. Councilmember Laws presented Mayor Balch with a plaque and a gavel to thank him for his work the last six years as Mayor. Mayor Balch has done an excellent job for the City of Blanding.

14. Councilmember Laws then discussed the following items with Mayor and Council:

- A. Explained that he felt a change needed to be made to the subdivision ordinance. He feels that section H needs to be stricken. The County will not be willing to participate in certain street improvements as long as this section is in place. **Councilmember Laws moved that the subdivision ordinance be revised striking Section H except for the first line which states "It is not the intent of the City to participate in the cost of street improvements for a new subdivision" and be taken to public hearing. The motion was seconded by Councilmember Pemberton. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- B. Explained that he approached the SJ Transportation District at their meeting regarding 500 South and 650 West. He also discussed the possibility of extending Center Street over to Westwater.
- C. Explained that the City is not in a great position for water. He advised that the current restrictions be left in place. Councilmember Palmer feels we need to go after a grant for the wells.

15. Councilmember Pemberton stated that Neil Joslin was elected as the next President of the Chamber of Commerce at their last meeting.

16. Kate Turk, City Treasurer, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. All were answered to Mayor and Councils satisfaction.
- B. Explained that the National Guard unit from Blanding has received notification that their service in Iraq will be extended anywhere from 4 to 6 months.
- C. Asked for approval to hold Clean-Up Day on May 1st. Approval was given. There will be no curb side pickup this year, because the National Guard is not here. The transfer station will be open for free dumping all day.
- D. Reminded all of Mr. Philip Palmer's retirement reception which will be held on Friday, April 16 from 6:30 p.m. to 8:30 p.m.

- E. Explained that the CIB funding for the major equipment purchase has been finalized.

17. Mr. Philip Palmer stated how lucky he had been to be a part of the City staff for 26 years and how lucky he felt to work with the great people he has. Mayor Balch then presented Mr. Palmer with a retirement plaque and thanked him for his great service to the City. Mayor Balch then presented Bret Hosler, Kate Turk, Patti Bartlett and Councilmember Laws with tokens of thanks for the time he has worked so closely with each of them.

Meeting adjourned at 9:37 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
March 23, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
Eric Johnson
Kelly Laws
David Palmer
Randall Pemberton
City Manager: Chris Webb
City Clerk: Patti Bartlett
General Services Director: Jeff Black
Recreation Director: Sarah Swapp
Chief of Police: Mike Halliday
City Planner: Bret Hosler
City Engineer: Terry Ekker

Others Present: Terri Laws, Donna Blake, Sheri Montella, John Brake, Cal Dean Black, Gerald Gappmayer, Toni & Barbara Turk. Jed Tate, Phil & Lou Mueller

1. The prayer was offered by Mayor Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the March 9, 2004 meeting were approved with a correction to #11b - Insert that Mayor Balch asked if all Council was in favor of sending letters of notification to affected property owners. All were in favor except Councilmember Johnson who did not agree with forcing property owners to hook onto the sewer system when they have already established septic systems, etc.
4. Mayor Balch welcomed the new City Engineer, Terry Ekker, to the City.
5. Mr. John Brake suggested that more trash cans be placed around the basketball courts and pavilions at Centennial Park. Mr. Webb explained that they have been ordered.
6. Mr. Bret Hosler, City Planner, explained that the trees have been planted at Centennial Park and more will be planted soon.

7. Mr. Terry Ekker, City Engineer, talked of the seepage occurring at the 4th Reservoir. He suggested that the City extend pipe to the new high water level. The City has 100 ft. of pipe in stock and needs to order about 1,000 feet to complete the project. The cost of this will be \$4,000 for the materials. Mr. Ekker suggested that the City request bids from local contractors on labor since the City is labor short this time of year. Councilmember Laws stated that this needs to be done by April 1. Mr. Webb stated that the City may be able to get grant money back on this project. Mayor Balch instructed the staff to continue with the project, with Councils consent.

8. Mayor Balch read his resignation letter. (See on page 3). He then presented the 4 candidates names for appointment for his position. **Councilmember Bayles moved to appoint Mr. Toni Turk as Mayor for the duration of Mayor Balch's term which ends December 31, 2005. Councilmember Pemberton seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

Constituting all members thereof, Mayor Balch declared the motion carried.

9. Councilmember Bayles thanked each candidate for their heart and love for the community.

10. Councilmember Laws talked of the exchange of water with Blanding Irrigation. He stated that we traded Drywash for 3rd Reservoir at 185 acre ft. each. There is 250 ft. in Starvation they can use. He explained that the City is still short on water. We are better than last year, but not by much. Councilmember Laws suggested we continue with water restrictions until May 1, 2004. **Councilmember Laws moved that water restrictions stay in place until acted on again by council. Councilmember Johnson seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

Date: March 23, 2004

To: Blanding City Council

From: Calvin Balch

Re: Resignation

This letter is given as my official resignation from the Blanding City Council as Mayor. This resignation will be effective on April 15, 2004.

I wish to thank the citizens of Blanding for the opportunity of serving as Mayor for the past six plus years. I have enjoyed the job and have very much enjoyed working with the city staff and employees. Very much has been accomplished during this time and we should all be proud to live in a community such as this with so many wonderful people as friends and neighbors.

I wish the new mayor and the current council the best in their continuing effort to run the city in a successful way.

Sincerely,

A handwritten signature in black ink, appearing to be 'Calvin Balch', written in a cursive style.

*Calvin Balch
Mayor*

Constituting all members thereof, Mayor Balch declared the motion carried.

It was agreed that water restriction policies would be published in the newspaper as well as in the newsletter. Councilmember Laws stated that the Cities relationship with the Blanding Irrigation Company is better than it's ever been.

11. Councilmember Pemberton also offered his appreciation to all those who filed for the Mayor's seat.

12. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. All questions were answered to Councils' satisfaction.
- B. Asked for corrections on the newsletter. There were none.
- C. Explained that we are set to plant grass at Centennial Park the week of April 1. Councilmember Laws feels that we are getting the cart before the horse, but the general consensus of Mayor and Council was to go ahead with the planting.
- D. Presented the plan of Economic Development for banners for Main Street. Council asked about the funding for these. Mr. Webb explained that the funding would come out of economic development monies that were budgeted. Council gave advise and consent to proceed.
- E. Explained that the City now has the opportunity to purchase water shares belonging to Tim and Corey Perkins. **Councilmember Laws moved that the City buy out the lease for the use of 10,000 Blanding Irrigation Company shares each year from Corey and Tim Perkins, making sure signatures are received from both partners. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and called for discussion. Councilmember Johnson wanted to know if money was there to do repairs at the 4th Reservoir and to do this. Mr. Webb explained that the budget had ample to cover both. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- F. Asked Council to inform him if they were interested in attending the training that will be held on March 30 in Monticello. Councilmember Johnson stated that he would attend.
- G. Explained that a Retirement Party & Reception for Philip Palmer has been scheduled for April 16 from 6:30 to 8:30 in the Council Chambers.
- H. The swearing in of Mr. Toni Turk will be scheduled for April 19 at 12:00 p.m. in the City office.

13. **Councilmember Laws moved to adopt Resolution 2004-3, Municipal Wastewater Planning Program. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

Meeting adjourned at 7:56 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
March 9, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
Eric Johnson
Kelly Laws
David Palmer
Randall Pemberton
City Manager: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Planner: Bret Hosler

Others Present: Terri Laws, Gerald Gappmayer, Neil Joslin, Don & Shirley Jack, Keele Johnson, John Brake, Casey Black

1. The prayer was offered by Councilmember Laws.
2. The Pledge of Allegiance was recited.
3. The minutes of the February 24, 2004 meeting were approved with the following corrections:
 - A. #11C - "non-motorized craft and a possible boat ramp"
 - B. #12 - "representing people at Westwater"
 - C. #16 - "if he leaves before one year."
4. Mr. John Brake asked for a total cost on the Fourth Reservoir Project. Mr. Webb explained that the total amount came to \$4,035,551.08. He further explained that the City is hoping to recover some of these overages in liquidated damages, but the funding is in place to cover the total cost.
5. Mr. Jeff Black, General Services Director, presented the February 2004 Natural Gas and Water Reports.
6. Mr. Hosler presented a conditional use permit application from Rayburn Jack. He is requesting a permit to have a single wide trailer placed on his property. This is allowed in an R-1 district as long as it is used to care for the aged or handicapped members of ones family. This permit is granted for a two year period, then must be renewed at that time. The trailer may not be rented out to anyone else at any time under this permit. Mr. Hosler explained that this meets all the current city laws and it will have to be inspected, skirted, etc. as do all trailers in the city limits. **Councilmember Laws moved that Resolution 2004-2 Approving a temporary conditional use mobile home for aged or handicapped family member be accepted as presented. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

7. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Began a discussion regarding the use of the old police station for Transitions to use as a thrift store. After a short discussion, it was decided to ask the County to deed the building to the City and then decide what to do with it from there.
 - B. Explained that the Utah Planning Association has scheduled their spring conference in Blanding. They will be here on May 13 and 14. This will bring anywhere from 40 - 150 people into the city.
8. Mayor Balch discussed the following items with Council:
 - A. Asked for approval to appoint Mr. Larry Turk to the Board of Adjustments. Council approved this appointment unanimously.
 - B. Explained that the appointment of the new mayor is a purely political appointment. Council will decide on who they feel is best for the job.
9. Councilmember Johnson thanked the City Crews for the work done on the ballfields. He explained that teams from out of the area are quite impressed with our facilities.
10. Councilmember Pemberton thanked the City Crews for filling the potholes.
11. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:
 - A. Asked for questions on financial disbursements. All questions were answered to Councils' satisfaction.
 - B. Opened discussion regarding the hookup fees at Pioneer Estates. Council debated whether or not to change ordinances or make exceptions to require hookup fees for those who will now have access to sewer, but are currently on septic systems. Council agreed to enforce the laws that are currently on the books and require that citizens within 500 feet of the new sewer lines connect to the system and pay the connection fee. Mayor Balch asked if all Council was in favor of sending letters to those property owners affected by this. All were in favor except Councilmember Johnson who did not agree with forcing people to hook onto the sewer when they have already established septic systems, etc. Staff was instructed to send out notification informing those affected of the upcoming improvements and required actions. There was further debate regarding changing the hookup policy that has been followed in Pioneer Estates which did not require connection fees for water or sewer. Council did not come to a consensus on this issue and no action was taken with regard to a policy change. **Councilmember Laws moved to abandon the sewer and water systems in Pioneer Estates and leave it as is. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	NONE
Those voting 'NAY'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
	Councilmember Palmer
	Councilmember Pemberton

constituting all members thereof, Mayor Balch declared the motion defeated.

12. Councilmember Bayles moved that the meeting move into the public hearing regarding CDBG Grant and set a time limit of five minutes. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

13. The public hearing regarding the CDBG grant opened at 7:30 p.m. Mayor Balch stated that this hearing is being called to allow citizens to provide input concerning the project that was awarded under the 2004 Community Development Block Grant Program. The City of Blanding has amended its capital investment plan and decided to apply for funds on behalf of the City of Blanding Centennial Park Improvement Project on 300 West and 1200 South and the land acquisition and infrastructure development for an affordable housing project on 500 South and 400 West. The Mayor explained that the applications were successful in the regional rating and ranking process for the City of Blanding Centennial Park Improvements in the amount of \$121,012 and for the land acquisition and infrastructure development project in the amount of \$82,680. The Mayor had Chris Webb, City Manager explain the project to those in attendance. The Mayor then asked for any comments, questions and concerns from the audience. There were no questions, concerns or comments, and the hearing adjourned at approximately 7:40 p.m.

14. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:

- A. Began a discussion about putting sod around the batting cages at the Fourplex. Grassmasters will be here the first week in April to do the grass, but Mr. Webb explained that staff feels it would be much better to put sod around the batting cages as it will become established quicker than grass would and the cages will still be able to be used. The cost will be approximately \$1,000. Councilmember Johnson stated that the boys baseball team will lay the sod to save on the cost of labor. **Councilmember Johnson moved that the sod be purchased for around the batting cages and the funds come out of Council discretionary funds. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- D. Explained that the City has been moved to the Community Impact board priority list for the \$175,000 grant for major equipment purchase to be funded in their meeting in April. Councilmember Pemberton says there were no questions even asked at the meeting because Mr. Webb had written the grant so well and presented it so well. He commended Mr. Webb on his hard work on this grant.
- E. Presented a draft of the City web page and asked for feedback from Mayor and Council with suggestions.
- F. Explained that the intent is to appoint a new Mayor on March 23, 2004. The letters of interest are due by

March 15, 2004. Gerald Gappmayer and Keele Johnson have both given letters of intent for this position.

March 9, 2004 - con't

ged

12. Mr. John Brake asked about what's happening with the free cable channel for local use. Mr. Webb explained that he spoke with CEU and they were not interested. The High School said maybe. Mr. Joslin stated that it doesn't appear that there are enough resources to make it feasible in advertising etc. Mr. Webb explained that if it were to happen now, the City would have to fund it and subsidize it. Councilmember Bayles asked what it would cost to set up a loop tape and Mr. Webb said he'd have to look into it.

13. Councilmember Palmer moved to retire to executive session Councilmember Pemberton seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

14. Mayor and Council retired to executive session at 8:50 p.m.

15. Mayor and Council returned from executive session at 9:26 p.m.

Meeting adjourned at 9:26 p.m.

By

M. Kate Turk

M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
February 24, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles
Eric Johnson
Kelly Laws
David Palmer
Randall Pemberton

City Manager: Chris Webb

City Clerk: Patti Bartlett

General Services Director: Jeff Black

Recreation Director: Sarah Swapp

Others Present: Terri Laws, Gerald Gappmayer, Sandra Asbury, John Brake, Wesley Hunt, Neil Joslin, Casey Black, Michael Johnstun, Herman Billsie

1. The prayer was offered by Councilmember Bayles.
 2. The Pledge of Allegiance was recited.
 3. The minutes of the February 10, 2004 were approved with a correction to #3 on the spacing of January 27, 2004.
 4. Mrs. Sandra Asbury talked of Transitions trying to find another building, because their variance request was denied by the Board of Adjustments. She asked if the City would consider allowing them the use of the old Police Station. Mrs. Asbury explained that they are in the process of becoming a 501C3 entity. After further discussion, Mr. Webb was asked to research the legalities and zoning issues regarding this use and then come back to Council with suggestions.
 5. Mr. Jeff Black, General Services Director, requested that he be allowed to hire 3 part time employees for the summer. Councilmember Laws asked that summer help be held responsible for dress code, driving and radio volume. Mayor Balch suggested that Mr. Webb draft up rules for the summer help to follow. Approval was given for Mr. Black to hire 3 summer employees.
 6. Councilmember Johnson moved to accept the bid of \$31,670.00 by Holliday Construction on the 300 West Improvements. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Laws
	Councilmember Palmer
	Councilmember Pemberton
Those voting 'NAY'	NONE
- constituting all members thereof, Mayor Balch declared the motion carried.

7. Mayor Balch made Council aware of the Montezuma Creek Health Fair on March 3 from 9-11. They asked that someone from Council speak at this fair. Mayor Balch asked for volunteers from Council to let him know.

8. Councilmember Johnson requested that the batting cages be useable at the fourplex. Mr. Webb explained that they have been concerned with the mud. Mr. Jeff Black explained that as soon as it dries out they will be ready. Councilmember Johnson explained that baseball season starts March 1. Mr. Black also asked that all the players, coaches and fans park in the parking lot and not drive their vehicles up onto the cement.

9. Councilmember Laws explained that Camp Jackson is 105% for snow and 82% for water.

10. Councilmember Palmer asked Ms. Swapp, Recreation Director, to give an update on the programs. Ms. Swapp updated Mayor and Council on the different programs that have been running this winter. Councilmember Palmer commended Ms. Swapp on the job she is doing for the Recreation Department.

11. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. All questions were answered to Councils' satisfaction.
- B. Opened discussion regarding the waiver on fees for the Southeast Applied Technology College.

Councilmember Palmer moved that the connection fees be waived for the Southeast Applied Technology College in the amount not to exceed \$3,425. Councilmember Johnson seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Explained that the fish and game tour went well at the 4th Reservoir. They have some funds available to help with improvements at the Reservoir. The use that would be available would be non-motorized crafts. The improvements would be a possible boat ramp, docks, picnic areas – recreational type improvements. Swimming would be discouraged. Mr. Webb explained that the Fish and Game will draft something up and asked for Council's blessing. Mayor Balch encouraged us not to sign anything until this is looked into further.
- D. Gave a short follow-up on the Westwater Project. He explained that he attended a meeting in Shiprock with the Navajo Tribal Utility Authority. A discussion began regarding the rates, etc. if this project was to come about. NTUA is saying that they cannot do this if it is going to cost them money. Mr. Webb was instructed to let Indian Health Services know that they must provide the construction and they will have to pay the same rates as everyone else who lives outside city limits.
- E. It was decided by Mayor and Council that the advertisement for Mayor Balchs' replacement needs to get in the paper right away and the process needs to get underway.
- F. A discussion ensued regarding the planting of the grass at Centennial Park. After some discussion, it was decided to schedule the planting, knowing the potential of canceling due to the drought.
- G. Explained that the City was approved for the Community Development Block Grant for \$121,000 for the skate part and pioneer park. The City also was approved for \$82,000 for CDBG housing fund for a 30 unit subsidized development. The UDOT Enhancement grant of \$148,000 for pioneer park development was also approved.

Mr. Herman Billsie talked in behalf of the community at Westwater. He requested that the City look into this project further.

13. Councilmember Palmer moved to retire to executive session Councilmember Pemberton seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

14. Mayor and Council retired to executive session at 8:30 p.m.

15. Mayor and Council returned from executive session at 9:02 p.m.

16. Councilmember Laws moved that Mr. Terry Ekker be hired as the new city engineer with the following stipulations: 1)Hired at \$45,000 annual income, 2)Begin accruing 2 weeks vacation, 3)Pay Mr. Ekker \$5,000 transition expense which will be repaid to the City if he leaves before one year. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

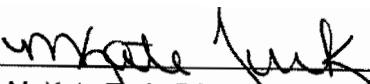
Councilmember Bayles
Councilmember Johnson
Councilmember Laws
Councilmember Palmer
Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

Meeting adjourned at 9:03 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
February 10, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
Eric Johnson
David Palmer
Randall Pemberton
City Manager: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
General Services Director: Jeff Black
City Planner: Bret Hosler

Absent:

City Councilmember: Kelly Laws

Others Present: Gerald Gappmayer, Eric Gappmayer, Neil Joslin, Calvin Hunt, Miles Nielson, Lynn Stevens, Bob Hosler, Luke Palmer, Drew Nielson

The prayer was offered by Councilmember Pemberton.

2. The Pledge of Allegiance was recited.
3. The minutes of the January 27, 2004 meeting were approved with a correction to #10c - the authority "by" the Council and replacement "if" Mrs. Perkins.
4. Mr. Calvin Hunt introduced Mr. Miles Nielson who is the President of the Southeast Applied Technology College. Mr. Nielson gave a short description of his program and explained that they are intending to build a new facility adjacent to San Juan High School. The cost of this building will be approximately \$310,000. He asked for the City's support in some way either by waiving fees or something else. After some discussion Mayor Balch asked that this be put on the next agenda for discussion.
5. Mr. Lynn Stevens, Centennial Celebration Chairman, gave an update on the celebration. The parade in 2005 will be held on Monday, July 4. The Stake Presidents from the area are jointly requesting a member of the First Presidency to come to the area at this time and do some sort of conference. Dr. Gary Shumway is in the process of writing the history of Blanding. The Committee will be requesting that all who live in Blanding to publish a history of their families in Blanding. Mr. Webb stated that he would like to dedicate Centennial Park at this time. Mr. Stevens explained that Las Vegas is also celebrating their 100th Birthday and the Legacy Trust is trying to work with them to donate some money as a sister city.
6. Mr. Jeff Black, General Services Director, presented the January 2004 Natural Gas and Water Reports.

7. Mayor Balch explained that he will resign effective April 15, 2004. He has been called on a mission to Vancouver. explained that the procedure to follow is that this position will need to be advertised for two weeks in the paper and then Council will appoint the new Mayor.
8. Councilmember Johnson discussed the following items with Mayor and Council:
- A. Explained that after discussing the proposed changes to the purchasing policy with the City Attorney, we have found it a violation of state law to offer a local contractor preference. So there will be no changes made to this policy.
 - B. Explained that he attended the training for councilmembers. There was a lot of discussion about Planning & Zoning at this training. He further explained that the Utah League of Cities and Towns recommends that a city councilmember does not sit on the Planning and Zoning Commission or Board of Adjustments. Mr. Hosler explained that the Council went through this several years ago and adjusted the Board of Adjustments, but left Planning & Zoning alone.
9. Mayor Balch excused Councilmember Laws.
10. Councilmember Palmer explained that they have found that there will be no additional cost for the City of Blanding to host the San Juan Safari in regards to the insurance.
11. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:
- A. There were no questions on the financial disbursements.
 - B. Opened discussion regarding hookup fees in Pioneer Estates. The City is beginning major improvements projects for water and sewer in this area. There is an agreement in place that on sewer and water hookups those who have water or sewer service do not have to pay connection fees. Mr. Webb suggested that Council consider what connection fee policy changes they want to implement with the planned improvements. He will research the subject and bring back more information on the unimproved lots in the area.
 - C. Explained that only one application was received for the City Engineer Position. Terry Ekker was interviewed by the committee and the committee's recommendation is to offer Mr. Ekker the position at a annual salary of \$45,000. **Councilmember Johnson moved that Mr. Terry Ekker be offered the City Engineer's position at an annual salary of \$45,000 with a six month probationary period. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Johnson
	Councilmember Palmer
	Councilmember Pemberton
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.
 - D. Gave a short follow-up on the enhancement grant. Mr. Webb thanked Councilmember Palmer for attending the meeting with him. He explained that the city had asked for \$149,000, but UDOT will not fund playground equipment, so he thinks they will cut \$30,000 off the total. We should know for sure the final numbers within the next two weeks.
 - E. Made Mayor and Council aware of the budget schedule in the packets. Mayor Balch asked that Council take this very seriously and get involved heavily in the budget process.

- F. Explained that the City has still not received an answer on the UP&L Contract. They have made a substantial investment to extend the Westwater line and have taken off 90% of their load off of our system. This has expanded our capacity at our substation by at least 10%.

12. Councilmember Bayles moved to retire to executive session Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

13. Mayor and Council retired to executive session at 8:35 p.m.
14. Mayor and Council returned from executive session at 8:55 p.m.

Meeting adjourned at 8:55 p.m.

By


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
January 27, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles
Eric Johnson
Kelly Laws
David Palmer
Randall Pemberton

City Manager: Chris Webb

City Treasurer: Kate Turk

City Engineer: Philip Palmer

General Services Director: Jeff Black

City Planner: Bret Hosler

Others Present: Scott Meyers, Seth Moses, Terri Laws, Hayden Black, Keith Kartchner, Jason Shumway, Dillon Seely, Talon Kartchner, Ryan Gardner, Seth Redd, Neil Joslin, Kevin Webb, David Webb, John Brake, Anthony Vieira, Dan Raisor

1. The prayer was offered by Kate Turk.

The Pledge of Allegiance was recited.

3. The minutes of the January 13, 2004 meeting were approved with a correction to #8 - Mr. "Karas" should be spelled "Karras".

4. Mr. Bret Hosler, City Planner, presented the 2003 annual building report. Councilmember Pemberton asked who assesses the private construction value. Mr. Hosler explained that this number comes from the building permits. The building permits are issued based on labor and material cost of each project. Councilmember Pemberton then asked if vacancies or removals of trailers are tracked and Mr. Hosler stated that they are not. Councilmember Johnson asked about the police building acquisition and if the number shown was the amount the City paid for the building. Mr. Webb explained that this is the estimated value and that the City did not pay for this building.

5. Councilmember Bayles gave some statistics regarding animal control. From March 18, 2003 to December 31, 2003, there were 199 animals impounded, 12 adopted and 152 put down and 35 redeemed.

6. Councilmember Johnson discussed the issue of local contractor preference. Mr. Webb explained that this makes him nervous because he feels this will increase the cities costs. He stated that 95% of the cities projects go to local contractors. After further discussion, it was agreed to have Mr. Webb do more research and come up with a preliminary ordinance that would include a local preference county wide.

Councilmember Laws presented the Irrigation Canal Purchase Agreement. He gave some history on the issue. The City has used this canal as a storm drainage and by state law we must continue to have this canal available. The downside of accepting the canal is the liability and responsibility of maintenance. Advise and consent was given for Councilmember Laws to go back to the Irrigation Company for signature on this document. Mr. Philip Palmer explained that he has been working on a description that could be recordable together with an aerial photo.

8. Councilmember Palmer discussed the visit from Gubernatorial Candidate Nolan Karras. He explained that he and Mr. Webb escorted Mr. Karras and his entourage around the City for approximately five hours. The comment was made by this group that Blanding is the first community they've visited that is actually seeing what they want and going after it instead of standing with their hands out asking someone else to make it happen. They were quite impressed with all the good things that are happening in the City of Blanding.

9. Councilmember Pemberton discussed the economic development town meeting. He explained that there were about 2 dozen people in attendance. Les Praul with the State of Utah explained that there are many factors contributing to a "distressed county" and San Juan County fits almost all of those. Councilmember Pemberton felt like there could be better communication so when there are certain events happening, such as the San Juan Safari, that other events could coincide with this event, providing better service to those who attend.

10. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:

- A. There were no questions on the financial disbursements.
- B. Explained that on February 3, 2004 @ 1:00 p.m. he will be making a presentation regarding the UDOT enhancement grant of \$145,000 that the City of Blanding has applied for to finish Pioneer Park. Mr. Webb explained that it is important to have at least one member of Council in attendance if possible. Councilmember Palmer stated that he was available to attend.
- C. A discussion ensued regarding the recommendation committee for the hiring of the new city engineer. Councilmember Laws asked why there was no closing date on the advertisement for hire. Mr. Webb explained that it is fairly normal to leave an open ended date on the advertisement so as to be able to keep accepting applications if you have not received adequate applicants. Councilmember Johnson feels that because the Council is the hiring committee they should also be in on the interviews. Councilmembers Palmer and Pemberton stated that they did not have enough knowledge of engineering to be in on the interview process. Mayor Balch stated that he did not want to be involved in that process. After further discussion, there were no councilmember except for Councilmember Johnson who wanted to be on this committee, so it was decided to have Mr. Webb, Mr. Hosler, Mr. Black, Mr. Palmer, Councilmember Johnson and K.D. Perkins, Chamber of Commerce President, on the committee. Mayor Balch was given the authority by the Council to select a replacement if Mrs. Perkins could not be involved. This process will be completed, if all goes well, by the February 10th Council meeting.

11. Mr. John Brake discussed the local preference issue. He stated that it should be a community wide preference instead of County. For example, if Legrande Johnson is awarded a bid, their employees money will be spent in Moab not Blanding. But if it is within the community, possibly the five mile radius, this would keep the money in Blanding.

12. Councilmember Laws moved to retire to executive session Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

13. Mayor and Council retired to executive session at 7:55 p.m.
14. Mayor and Council returned from executive session at 8:48 p.m.
15. Mr. Hosler explained that the State of Utah will be passing a new modular housing ordinance effective January 1, 2005 and that it will have some ramifications to the City causing more work for the contractors.

Meeting adjourned at 8:53 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
January 13, 2004
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
Eric Johnson
Kelly Laws
David Palmer
Randall Pemberton
City Manager: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
Recreation Director: Sarah Swapp

Others Present: Terri Laws, Brent Johansen, Mason Latham, Neil Joslin, John Brake, Mike Westover, Ty Hosler, Lee Hosler

1. The prayer was offered by Terri Laws.
2. The Pledge of Allegiance was recited.
3. The minutes of the December 16, 2003 meeting were approved as presented.
4. Mr. Brent Johansen, San Juan Safari Chairman, addressed the Mayor and Council. He gave an update on the Safari. It will be held on September 23-25, 2004. It was decided that Blanding would insure the event this year and to also be the host of the safari for the year 2004. Mr. Johansen suggested that the permits needed should be in both Monticello and Blanding City names. At the present time it is only issued under Monticello City. Mr. Johansen reminded the Mayor and Council that the City of Blanding had only paid \$2,500 of the \$5,000 committed. Mr. Webb stated that this was just an oversight and a check would be cut immediately for the other \$2,500. Mr. Johansen asked for use of the council room for their meetings. Mr. Webb stated that was fine as long as it did not conflict with other meetings already scheduled. Mr. Johansen explained that the board would like to put a banner over the highway sometime in August promoting the safari. Mayor Balch thanked Mr. Johansen for the work he's put into the safari and thanked him for accepting the chairman position for the year 2004.
5. Mr. Mike Westover, San Juan High School Principal, approached Mayor and Council requesting that they donate one of the confiscated vehicles to the high school to auction for a fundraiser. The Mayor and Council agreed this was a good idea and made Mr. Westover aware that this would be their contribution for the year and that there should be no clubs or other organizations from the school coming to ask for further donations. Mr. Webb explained that Chief Halliday feels that the high school has severed relations with the City police department and that they should go to the Sheriff's office for a donation instead of the City. Mr. Westover explained that he has no problems with the City police department. He was offered a free officer to be in his school full time and he could not turn that down. Approval was given for the high school to be given a car for a fundraiser. Mayor Balch asked Mr. Westover to meet with Chief Halliday to decide on which vehicle and to smooth over any rifts that may exist.

Mr. John Brake asked questions regarding the bid process and stated he felt the bid documents should be a little more strict. He asked what the City is willing to do to give local contractors preference. Councilmember Johnson stated the City can do whatever they want with that and he feels there should be some preference for local contractors. Mr. Webb explained that on some of the bids that the City is using grant money to complete there cannot be a local preference. Mr. Philip Palmer stated that he had stuck his neck out and the City's neck out to help local contractors over the years.

7. Mr. Chris Webb, City Manager, asked for questions on the December 2003 natural gas and water reports. There were none.

8. Mayor Balch discussed the following items with Council:

- A. Councilmember Johnson requested to remain a member of the recreation advisory board. He has enjoyed this position. Councilmember Palmer would continue to be the councilmember over recreation, but Councilmember Johnson would like to continue in this capacity. He proposed a three month trial to allow him to see if he would be able to handle this with other council responsibilities. This was approved. Mayor Balch asked Mr. Webb to draft letters to those who applied for the open seat making them aware of Council's decision.
- B. Presented 2004 Council assignments.
- C. Explained that on January 14, 2004, Nolan Karras, a candidate for governor, would be in Blanding and he would like to meet with Mayor and Council. This is at 11:15 a.m.

9. Councilmember Johnson asked if the City had a procurement policy. Mr. Webb stated that we did. A copy of this policy will be given to all councilmembers.

10. Councilmember Laws explained that the City has started draining Starvation Reservoir into the 4th Reservoir.

11. Councilmember Palmer explained that the mens basketball league has begun. There are 10 teams in the league this year. He has had several people state that they are impressed with the recreation department and feel Ms. Swapp is doing a great job.

12. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:

- A. There were no questions on the financial disbursements.
- B. Explained that Mr. Philip Palmer, City Engineer, has tendered his retirement effective April 15, 2004. He requested that the City hire someone as soon as possible so they will be able to do some job shadowing with Mr. Palmer before he leaves. The suggested salary range is \$36,000 - \$45,000 with a minimum of 5 years experience. Councilmember Laws feels that Jeff Black, Philip Palmer and Chris Webb should sit on the interview committee. This will be discussed again in two weeks. Mr. Webb was given approval to begin advertising for this position.
- C. Explained that there will be an economic development town meeting on January 20, 2004 at 7:00 p.m. at the Arts and Events Center.
- D. The Community Impact Board has put the City on the agenda for their meeting on March 4, 2004 in Moab. Mr. Webb requested that members of Council be present at this meeting. Mayor Balch and Councilmember Palmer both stated that they could be present.
- E. Asked for approval to send the EIS response on the Atlas Project. This is a letter asking the Department of Energy to consider as part of their environmental impact study to use the pipeline.

- F. Asked for approval to go to sealed bids on the confiscated vehicles. Approval was given. Mayor Balch stated that he feels there should be a \$50 deposit on each bid and if that bid is not the successful bid this deposit will be refundable. Council agreed on this. They also agreed that Mayor Balch and Chief Halliday could approve the bids without coming back to council.
- G. Explained that James Montella had contacted him and asked that he make Mayor and Council aware of a special wildfire training for the community. This will be on January 30 and 31 in the County Commission Chambers.

Councilmember Laws moved to adopt Resolution 2004-1, A Resolution Appointing Officers of the City of Blanding. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Johnson

Councilmember Laws

Councilmember Palmer

Councilmember Pemberton

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

Meeting adjourned at 8:18 p.m.

By



M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
December 16, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
Kelly Laws
David Lacy
David Palmer
City Manager: Chris Webb
City Clerk: Patricia Bartlett
General Services Director: Jeff Black
City Engineer: Philip Palmer

Absent:

City Councilmember: Dale Slade

Others Present: Randy Pemberton, Clay Conway, Danny Fleming, Terri Laws, Curtis Frazier, Merlin Grover, Pete Black, Herman Billsie

1. The prayer was offered by Chris Webb.
2. The Pledge of Allegiance was recited.
3. The minutes of the November 11, 2003 meeting were approved as presented.
4. Mr. Clay Conway presented the results of the hydro geological study to date. A lengthy discussion ensued. Mr. Conway will submit a final report at a later date.
5. **Councilmember Bayles moved that the meeting move into public hearing regarding the CIB application for major equipment purchase. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, Mayor Balch called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

6. The public hearing regarding the CIB grant application for a major equipment purchase opened at 7:30p.m. There was no one signed up to speak. Mr. Webb explained the proposal and Councilmember Lacy asked if the city could afford the equipment. Mr. Webb stated that the city could afford this.

Councilmember Palmer moved that the public hearing regarding the CIB application for major equipment purchase be closed. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, Mayor Balch called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

8. Mr. Merlin Grover with the Irrigation Company gave thanks to the outgoing councilmembers and to Councilmember Laws for his hard work on the water board.

9. Mr. Bret Hosler, City Planner, presented a finalized grandfather map for approval. Mayor Balch stated that this map has been adopted and approved with corrections. Councilmember Laws thanked Mr. Hosler for presenting something solid. Mr. Hosler suggested that it be reviewed again in five years. **Councilmember Laws moved that the grandfathered animal map be reviewed and revised every five years beginning in 2008. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, Mayor Balch called for a vote. Voting was as follows:**

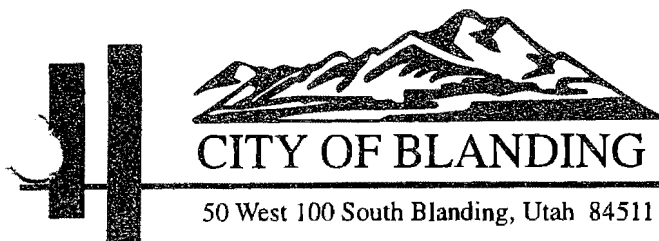
Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

10. Mr. Philip Palmer, City Engineer, talked about activities on 300 West. He explained that his recommendation is to close the road for the winter and rebid in the spring bidding the gravel and asphalt separately and tightening the specifications.

11. Mr. Jeff Black, General Services Director, presented the November 2003 Natural Gas and Water Reports. Mayor Balch suggested that the 4th Reservoir be presented as actual.

12. Mayor Balch recognized Councilmembers Lacy and Slade for their hard work as councilmembers. He personally thanked Councilmember Lacy. Councilmember Slade was absent. The schedule of council meetings for 2004 was approved as presented. Mayor Balch asked that these be advertised. He also asked that council be reminded of the swearing in of new councilmembers on January 5, 2004 at 12:00 p.m.



“Base Camp to Adventure”

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

City of Blanding

2004 Holiday Schedule

January 1st	Thursday	New Years Day
January 19th	Monday	Human Rights Day
February 16th	Monday	Presidents Day
May 31st	Monday	Memorial Day
July 5th	Monday	Independence Day
July 23rd	Friday	Pioneer Day
September 6th	Monday	Labor Day
October 11th	Monday	Columbus Day
November 11th	Thursday	Veterans Day
November 25th	Thursday	Thanksgiving
November 26th	Friday	Day After Thanksgiving
December 24th	Friday	Christmas

These are the scheduled City holidays for the year. Please plan work loads, additional vacation, and emergency services accordingly


Chris Webb, City Administrator

13. Mayor Balch discussed the following items with Council:

- A. Asked for approval for Mr. Kent Tibbits to fill an empty seat on the Board of Adjustments. All approved.
- B. Explained that Mr. Brent Johansen has consented to head the San Juan Safari in 2004. All were in favor.

14. Councilmember Lacy thanked the Mayor and Council and explained that he enjoyed his time as a councilmember.

15. Councilmember Laws offered his thanks to Councilmember Lacy for his work on Council.

16. Councilmember Palmer also thanked Councilmember Lacy for his time on Council.

17. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:

- A. There were no questions on the financial disbursements.
- B. Thanked Councilmember Lacy for his hard work regarding natural gas and other issues.
- C. Discussed the West Water Extension Project. The intent is to set a master meter and let NTUA run it out to the homes and they would just pay one bill to us on the master meter and per connection on the sewer. Councilmember Laws asked that they install their own sewer pumping station and maintain it as well as pay the sewer rates. Mr. Webb explained that this deal would involve 23 hookups. Mr. Hosler suggested that the written agreement include improved housing. Mr. Webb introduced Mr. Herman Billsie, who is the president of Blue Mt. Dine'. Mr. Billsie stated that he was glad to be here and his people are really excited about getting water and sewer.
- D. **Councilmember Lacy moved that Arnell West, Inc. be awarded the Blue Mountain tunnel maintenance project. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, Mayor Balch called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

- E. Presented 2004 Holiday Schedule. It was approved as presented.
- F. Reminded Mayor and Council of Brad King visit on December 19.
- G. Reminded Mayor and Council of the Christmas Party on December 19.
- H. Reminded Mayor and Council of economic development town meeting January 20, 2004 at the Arts and Events Center.
- I. Reminded Mayor and Council of Tourism meeting at the Edge of the Cedars on December 17, 2003 at 7a.m.
- J. Explained that Mrs. Glenna Black and Mr. Joe Hunt need to be replaced on the Economic Development Board. Mayor Balch asked that this be advertised.
- K. Discussed the updated CIB project list. Mr. Webb asked if Council would support a rest room at the San Juan High School Football field. Councilmember Laws would not want city taxpayers to stand the cost. Mr. Webb would like to leave it on the list for now. This was approved.

- L. Presented the letter from Mr. Lewis Singer requesting forgiveness on the penalty for his water leak. Councilmember Laws asked that we do not do this in the future. All approved except Councilmember Bayles who was opposed.
- M. Councilmember Lacy moved that the City accept the offer from San Juan County for \$15,000 to purchase the fire truck. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, Mayor Balch called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

- N. Explained that the 4th Reservoir has been substantially completed and final inspection has been done and the State of Utah has signed off on the project. The pisometers will be installed within the next two weeks and the road work will be completed when the weather breaks.

18. Mr. Merlin Grover asked for clarification on tunnel timing. Mr. Webb explained that the contractors can mobilize when the water stops coming through around July 1. They then have 80 days for the contract. After that there is \$1,000 per day penalty.

19. Mayor Balch explained that he has completed the 2004 Council assignments. Mr. Webb has a copy if council would like to review.

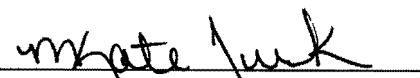
20. Councilmember Laws thanked Western Builders. There have been some problems, but the dam is beautiful.

21. Council retired to executive session at 9:30 p.m.

22. Council returned to regular session at 9:44 p.m.

Meeting adjourned at 9:45 p.m.

By



M. Kate Turk, Deputy Recorder



CITY OF BLANDING

“Base Camp to Adventure”

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

2004 Council Meeting Schedule 7:00 PM 2nd & 4th Tuesdays

January 13, 2004	July 13, 2004
January 27, 2004	July 27, 2004
February 10, 2004	August 10, 2004
February 24, 2004	August 24, 2004
March 9, 2004	September 14, 2004
March 23, 2004	September 28, 2004
April 13, 2004	October 12, 2004
April 27, 2004	October 26, 2004
May 11, 2004	November 9, 2004
May 25, 2004	November 23, 2004
June 8, 2004	December 14, 2004
June 22, 2004	December 28, 2004

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
November 11, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
Kelly Laws
David Lacy
Dale Slade
City Manager: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Planner: Bret Hosler
City Engineer: Philip Palmer

Absent:

City Councilmember: David Palmer

Others Present: Terri Laws, Kent Hawkins, Eric Johnson

1. The prayer was offered by Councilmember Bayles.
2. The Pledge of Allegiance was recited.
3. The minutes of the October 28, 2003 meeting were approved as presented.
4. Mr. Kent Hawkins, Fire Chief, presented the 3rd quarter statistics to Mayor and Council. The Blanding City Fire Department responded to 7 wildland fires, 3 rubbish fires, 2 grass fires, 1 airplane crash, 1 semi-truck fire, 10 car accidents, 3 investigating smoke, 1 investigating gas leak, 1 parade, 1 fireworks support, 1 search for lost child, 1 work meeting, 1 staff meeting and 14 trainings. Chief Hawkins then expressed his concern regarding the use of the fire truck for "hoorah runs". In the past the fire truck has been used to parade the different high school teams when they bring home a state championship. Chief Hawkins states that most of the time the fire truck comes back with damage done. His suggestion is to let the fire truck lead the parade, but not have anyone riding on the back of the truck. Mayor Balch asked Chief Hawkins to draft a policy and bring it before Mayor and Council for consideration.
5. Councilmember Laws asked Mr. Philip Palmer for an update on the wall at the cemetery. Mr. Palmer drew a picture of what the wall will look like when finished. He also stated that the public relations committee from the LDS Church has raised \$10,000 in donations for this wall.
6. Mr. Jeff Black, General Services Director, presented the October 2003 Water and Natural Gas Reports. There were no questions.

Mayor Balch explained that Officer Danny Flannery presented him with a letter of resignation effective 11/7/03. Mr. Webb explained that Officer Flannery is requesting he be paid ½ of his sick leave. The policy reads after 10 years of employment an employee will receive ½ of accrued sick leave when employment is terminated. Officer Flannery is 3 months from his 10 year anniversary. **Councilmember Slade moved that Officer Flannery receive payment of ½ of his accrued sick leave. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Slade

Those voting 'NAY'

NONE

Those absent

Councilmember Palmer

constituting all members thereof, Mayor Balch declared the motion carried.

8. Councilmember Lacy discussed the following items with Mayor and Council:

- A. Explained that approximately one year ago, Preci Communications made the Mayor and Council aware that a City cable channel is a possibility. At that time, Mr. Neil Joslin asked that he be given a chance to run this channel as a private enterprise. Nothing has happened. Councilmember Lacy stated that he has spoken with Mr. Westover at San Juan High School and he felt there was a possibility that one of the clubs at the school may be interested. The College of Eastern Utah may also be a possibility. Mr. Webb stated that he had spoken with both of these entities at one point and they declined because of the money it would take to get this started. Mr. Webb will do more checking on this issue.
- B. Commented on the Pioneer Estates road. Mr. Palmer explained that all of the roads that were to be treated with the magnesium chloride have been completed.

9. Councilmember Laws asked why the fence around the fire station had not been completed. Mr. Black explained that the fencing is there, he's just got to work it into the schedule.

10. Councilmember Slade discussed the following items with Mayor and Council:

- A. Explained that HUD is working with the Blue Mt. Medical people. They have agreed to accept the banks feasibility report. The bank and HUD are picking an organization to do this study. The major thing holding them up right now is the architecture. Councilmember Slade stated that the project should be bid in January or February and construction will begin in the spring of 2004.
- B. Asked that Mr. Clay Conway come to Council and give a report before the end of the year.

11. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:

A. There were no questions on the financial disbursements.

B. **Councilmember Lacy moved to canvass the November 11, 2003 election and accept the election results as presented. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Slade

Those voting 'NAY'

NONE

Those absent

Councilmember Palmer

constituting all members thereof, Mayor Balch declared the motion carried. (See page 4 for election results).

C. Gave an update on the tunnel bid process. He explained that the engineer has qualified the low bidder who is Arnell West. The other qualified bidder is Redpath and their bid was over \$800,000. No action needed by Council at this time.

D. Gave an update on the 4th Reservoir construction. He explained that the final inspection has been set for December 2, 2003.

E. Explained that with Eric Johnson being elected to Council, there is a vacant seat on the recreation board. Mayor Balch asked for a list of those who previously showed interest and to put another ad in the paper asking for applicants.

12. Councilmember Laws asked where the City was on 300 West. Mr. Webb explained that Billy Tanner was the low bidder but his bid was not qualified. The next bidder was Sondereggers and they will begin work this week. The bid opening on the gravel will be Friday at 1:00 p.m.

13. Councilmember Laws asked why the swearing in of Councilmembers had to be at 12:00 p.m. Mayor Balch stated that this is state law.

14. Councilmember Lacy asked if there are any drinking fountains on the plans for Centennial Park. Mr. Webb stated that there are not at this time. Mayor and Council agreed to stub the culinary water to both pavilions at Centennial Park.

15. Mr. Philip Palmer explained that the Cemetery's water bill to the City was \$6,800. He asked if Council would be willing to forgive a portion of this bill and put that amount towards the wall, which they are still short on. Mr. Webb explained that there is \$2,500 in the budget for a donation from the City to the Cemetery. This will be paid out and no adjustment will be made to the water bill.

Meeting adjourned at 8:07 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
October 28, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
Kelly Laws
David Palmer
Dale Slade
City Manager: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Planner: Bret Hosler
City Engineer: Philip Palmer

Absent:

City Councilmember: David Lacy

Others Present: Terri Laws, Lynn Laws, Lynn Stevens, Neil Joslin, Lanell Stringham, Mr. & Mrs. James Wilder, Corey Perkins, Tanya Riffin, Davina Spottedelk

1. The prayer was offered by Councilmember Palmer.

2. The Pledge of Allegiance was recited.

3. The minutes of the October 14, 2003 meeting were approved with the correction of #8 - Councilmember Bayles was not absent.

4. A lengthy discussion was held regarding the roads through and around Pioneer Estates. After which, **Councilmember Laws moved that Blanding City will make sure that 100 East, Moki Drive, 800 South, Navajo Drive and Palmerville will be prepared and have magnesium chloride on them as soon as possible. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Laws
Councilmember Palmer
Councilmember Slade**

Those voting 'NAY'

NONE

Those absent

Councilmember Lacy

constituting all members thereof, Mayor Balch declared the motion carried. Councilmember Laws explained to those in attendance that if it begins to storm the next day this will not happen.

5 Councilmember Palmer moved that the meeting move into public hearing regarding the CDBG grant.

Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

Those absent

Councilmember Lacy

constituting all members thereof, Mayor Balch declared the motion carried.

6. **COMMUNITY DEVELOPMENT BLOCK GRANT PUBLIC HEARING:**

Mayor Calvin Balch, opened the public hearing at 7:35 pm for comment and suggestion on the CDBG program and stated that this hearing is being called to consider potential projects for which funding may be applied under the 2004 Community Development Block Grant Program. It was explained that the grant money needed to be spent on projects benefiting primarily low and moderate income persons. The Southeast Utah Association of Local Governments in which the City of Blanding is a member, was expecting to receive approximately \$500,000 in this new program year. All eligible activities which can be accomplished under this program are identified in the CDBG Application Guide and interested persons can review it at any time. Mayor Calvin Balch had City Manager Chris Webb then review several of the eligible activities listed including, (Examples such as: Construction of public works and facilities, ie: water and sewer lines, fire stations, acquisition of real property, provision of public services like food shelters, also eligible are loan programs for private businesses which would then hire low income persons and the program can also pay for housing rehabilitation for low income homeowners or for persons owning rental housing for lower income persons). Mr. Webb indicated that in the past the City of Blanding has received a number of CDBG grants in the past through which the City has been able to install curb and gutter in low income areas, water projects, and park rehabilitation projects. The city has handed out its capital investment plan as part of the regional "Consolidated Plan". This list shows which projects the city has identified as being needed in the community. It was asked that anyone with questions, comments or suggestions throughout the hearing please identify themselves by name, before they speak. The clerk will include your names in the minutes and we would like to specifically respond to your questions and suggestions during the hearing.

Mayor Calvin Balch, then opened the meeting for comments and suggestions from the public. Lynn Stevens, San Juan County Commissioner and Chairman of the Centennial Celebration in 2005, spoke in favor of a project to improve Centennial Park. There were no other comments or questions from the public. Mr. Webb explained that if the money was distributed equally after the AOG receives their portions the County would receive around \$98,000, however each project is analyzed on its own merits so we don't know how much we may get. It also depends on what other applications are received and the merit of those applications. Mayor Balch then asked for any further suggestions from the audience. There being no other comments hearing was adjourned at 7:45.

7. Councilmember Palmer moved that the public hearing for the CDBG grant be closed. Councilmember de seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

Those absent

Councilmember Lacy

constituting all members thereof, Mayor Balch declared the motion carried. The meeting returned to regular session at 7:45 p.m.

8. Commissioner Stevens explained to Mayor and Council that Mr. Grant Imel sits on the San Juan Health District Board and that he is doing an extraordinary job representing the City of Blanding. Mayor Balch asked Mr. Webb to send Mr. Imel a letter thanking him for his work.

9. Mayor Balch explained that he would like to discuss recreation issues. He stated that there were things that came out of an executive session when the Recreation Director position was discussed that should not have been discussed publically. Mayor Balch stated that anyone involved in an executive session has the responsibility to keep issues discussed in that session confidential. When these sessions are not kept confidential it is an ethics violation. Mayor Balch stated that the Council did a great disservice to Ms. Swapp, who was hired for this position, by discussing this outside of executive session. She took a lot of grief that she should not have had to. Mr. Webb explained that after conversing with the attorneys at the Utah League of Cities and Towns, he was informed that if a violation of executive session rules occur by a legislator including city manager, this is a criminal act. Also, any violator of this rule may be sued for damages and removed from their position. Mayor Balch explained that the committee that interviewed the applicants was just an interview committee, not a hiring committee. The Mayor and Council are the hiring committee.

10. Councilmember Laws explained that the US drought monitor has Utah as a D-4 - Drought severe, and we have now been upgraded to a D-3, drought extreme. D-4 is the most severe drought rating that can be given.

11. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:

- A. There were no questions on the financial disbursements.
- B. Reminded Mayor and Council of Meet the Candidates Night which will be held on Thursday, October 30 at 7:00 p.m. at the Arts and Events Center.
- C. Gave an update on the tunnel bid process. He explained that the engineer is not yet at a point to qualify the lowest bidder. The lowest bidder may not be qualified on the project. If so, all bids will have to be rejected and it will have to be rebid.
- D. Explained that at the league meetings he met with a company that has done several cities web sites. The name of the company is Star.gov. They are very inexpensive compared to others. Mr. Webb's intent is to work through the league to set up a community web page which will include agendas, meeting times, access to zoning and council, and all utility information.
- E. Reminded all of elections on November 4, 2003. There will be new voting equipment for this election.
- F. Explained that all CDBG surveys have come back. We had great participation from the community. When all surveys were tallied, the city qualified as a whole. 70% of the city is low to moderate income. 436 households were polled, representing 1,000 citizens. This qualifies us for a five year period.

Mr. Webb explained that in the past the City has made the fire truck available when any of the high school teams have taken state. The volleyball team will be playing for state this weekend and a request was made for the fire truck. Chief Kent Hawkins has denied their request because of concern regarding liability and damage to equipment. Mayor Balch and the councilmembers all stated that they are willing to accept the liability and gave Mr. Webb permission to allow the volleyball team to use the fire truck if they come home with the first place trophy.

13. Mayor Balch stated that at some point there may need to be a discussion regarding all the motorized scooters that are being ridden around town. He had a concerned citizen speak with him because these kids are not obeying traffic rules and it is very dangerous.

14. **Councilmember Palmer moved that Mayor and Council retire to executive session. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

Those absent

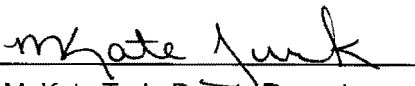
Councilmember Lacy

constituting all members thereof, Mayor Balch declared the motion carried.

15. Mayor and Council retired to executive session at 8:16 p.m.

16. Mayor and Council returned to regular session at 8:50 p.m.

Meeting adjourned at 8:50 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
October 14, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
David Palmer
Dale Slade
City Treasurer: Kate Turk
City Clerk: Patricia Bartlett
General Services Director: Jeff Black
City Planner: Bret Hosler

Others Present: Joe Barton, Lloyd Nielson, Kent Hawkins, Randall Pemberton, Winston Hurst, Sandra Asbury, Ben Black

1. The prayer was offered by Mayor Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the September 23, 2003 meeting were approved with Ms. Turks name corrected in those present.
4. Mr. Lloyd Nielson discussed the San Juan Safari with Mayor and Council. He asked for ideas for a representative president for next years safari. Mr. Ben Black explained that the Blanding businesses did not contribute as well as the Monticello businesses did. Mr. Black felt that the Council should appoint a representative by mid-December. Councilmember Laws talked of a website by the name of ATVstuff.com and stated it may be a good place to advertise this safari.
5. Mr. Joe Barton, BullHollow Raceway, addressed Mayor and Council. He explained that they will be having a national race on Labor Day of 2004. This race will need to have accommodations of 200-300 rooms for those involved. Mr. Barton asked for a donation of \$1,000 from the Blanding City Council to help pay for a commercial that will be made regarding this race and our area. Monticello and San Juan County have each already donated \$1,000. **Councilmember Laws moved that Blanding City contribute \$1,000 to the making of a commercial advertising the race at BullHollow and our area. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles Councilmember Lacy Councilmember Laws Councilmember Palmer Councilmember Slade
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Balch declared the motion carried.

Councilmember Lacy moved that the meeting move into public hearing regarding the UDOT Enhancement grant. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

7. The public hearing regarding the UDOT enhancement grant opened at 7:30 p.m. Ms. Turk explained that this grant is for funds to finish Pioneer Park which will include playground equipment, pavilions, irrigation system, grass, road and parking lot. There was no public comment. This grant is for \$149,000.00.

8. Councilmember Laws moved that the public hearing for the UDOT enhancement grant be closed. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried. The meeting returned to regular session at 7:33 p.m.

9. Ms. Sandra Asbury explained that Transitions would like to open a thrift store in the building on 378 W 500 N. Mayor Balch explained that they would have to be given a variance by the Board of Adjustments to do this. He suggested that Ms. Asbury speak with Mr. Hosler on this matter. Councilmember Laws suggested that the \$50 fee for the Board of Adjustments be waived as this is a non-profit organization. All agreed.

10. Mr. Winston Hurst addressed Mayor and Council regarding his grandfathered animal rights on his property. He explained that he is not on the map, but he has maintained his rights. Councilmember Laws explained that Mr. Hurst would also have to go through the Board of Adjustments. Councilmember Lacy talked of Mr. Kent Hawkins who is in the same situation as Mr. Hurst. He will also have to go to Board of Adjustments to state his case to be put on the map.

11. Mr. Jeff Black, General Services Director, discussed the following items with Mayor and Council:

A. Presented the September 2003 Natural Gas and Water reports.

B. Reported on 300 West Development. He explained that the bid had been awarded to Holliday Construction. The bid openings for concrete will be done on October 15. The work should be done between November 1 and 20, weather permitting. Councilmember Laws stated that the San Juan Transportation Special Service District has been a major contributor to 300 West Development. It was suggested that a letter of thanks be sent to them for their contributions.

12. Mr. Bret Hosler, City Planner, discussed the building projects that are in process at this time. He suggested that a reminder note be placed in the newsletter to property owners regarding home improvements and building permit requirements. He explained to Mayor and Council that the City has been given a grant for \$5,000 for trees for Centennial Park.

13. Mayor Balch reminded Council of the invitation to the Ground Breaking for the Gentle IronHawk Womens Shelter. This will be held October 14, 2003 at 9:00 a.m. at 700 S 200 W.

14. Mayor Balch asked about the west irrigation ditch. Councilmember Laws explained that this is the Irrigation Company's responsibility. Mr. Black explained that the ditch has been cleaned.

15. Councilmember Lacy discussed the following items with Mayor and Council:

- A. Asked Mr. Black about the Pioneer Estates Road. Mr. Black explained that he has had no response. He finally was able to talk to Cosbys and they are charging \$65.00 an hour. It was decided that it was too late in the year to do much more, but to have the County water and grade as soon as they could get to it.
- B. Thanked those in the community for their support during his families loss. He stated that there are great people in our community.

16. Councilmember Laws talked of the training that the County held for the special service district boards. He stated that it was very informative. These districts are controlled by the County Commissioners and that any member of the board can be sued if there is overspending done.

17. Ms. Kate Turk, City Treasurer, discussed the following items with Mayor and Council:

- A. There were no questions on the financial disbursements.
- B. Discussed the CDBG Grant. The state has determined that the City will need to do an income survey to qualify for this grant. We have had several citizens that have helped in this process.
- C. Explained that Arnell West, Inc. was the low bidder on the tunnel project. These bids will all have to be sent to our engineer to be qualified. There is no action needed at this time.
- D. Explained that a Meet the Candidates Night has been scheduled for October 30 at 7:00 p.m. She asked if those running wanted to hold this forum. Councilmember Laws asked Mr. Pemberton, who was in attendance and is running if he would like to have this opportunity. Mr. Pemberton stated that he would. The three incumbents that are running also agreed to this.
- E. Asked for approval on the bids for the vehicle sales. All were close to book value. Councilmember Laws asked if the school had asked about a vehicle to auction. They had not. Councilmember Lacy stated that he would remind the school of this.

18. Councilmember Laws moved that Resolution 2003-13 Water Conservation Restrictions be accepted. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

19. Councilmember Laws moved that Resolution 2003-14 Readopting section 12-190 to 12-197 of City Ordinance to include an updated non-conforming use (grandfathered) animal rights map be accepted after Mr. Kent Hawkins property is removed from the map. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
--------------------	------

constituting all members thereof, Mayor Balch declared the motion carried. Councilmember Laws asked that the map now be signed by Mayor Balch and laminated.

20. Councilmember Lacy moved that Ordinance 11-500 - Right of way Protection Ordinance be accepted. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
--------------------	------

constituting all members thereof, Mayor Balch declared the motion carried.

21. Councilmember Palmer moved that Resolution 2004-15 - White Mesa Transportation Plan and map be accepted. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Councilmember Laws stated that he would not accept this plan as long as the bypass route was part of it. Mayor Balch then called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
Those voting 'NAY'	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion defeated.

22. Councilmember Slade moved that Mayor and Council retire to executive session to discuss personnel issues. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
--------------------	------

constituting all members thereof, Mayor Balch declared the motion carried.

Mayor and Council retired to executive session at 8:37 p.m.

24. Mayor and Council returned to regular session at 9:23 p.m.

25. Mayor Balch presented the name of Sarah Swapp to be hired as the Recreation Director for the City of Blanding at \$23,500 annually with 1 year probation. Councilmembers Laws, Lacy and Slade voted in favor of Mayor Balchs recommendation. Councilmembers Bayles and Palmer voted against. Mayor Balch then asked Ms. Turk to make sure that Ms. Swapp was notified of their decision.

Meeting adjourned at 9:23 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
September 23, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: David Lacy
Kelly Laws
David Palmer
Dale Slade
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Planner: Bret Hosler
City Engineer: Philip Palmer

Absent:

City Councilmember: Brian Bayles

Others Present: Terri Laws, Les Prall, Ed Meyer, John Brake, Neil Joslin, Jeff Adams

1. The prayer was offered by Kelly Laws.

2. The Pledge of Allegiance was recited.

The minutes of the September 9, 2003 meeting were approved as written.

4. Mr. Jeff Adams with the Southeast Utah Association of Governments presented Mayor Balch with a 21st Century Community award for the City of Blanding. Blanding City was honored by receiving a bronze, silver and gold hockey puck representing the highest award that can be received under this program which is for planning. Mayor Balch thanked Mr. Hosler for his work on this issue.

5. Mr. Les Prall with the State of Utah Community and Economic Development office addressed Mayor and Council. He discussed various things that the City can do to promote economic development such as becoming a recycling zone.

6. **Councilmember Lacy moved that the meeting move into public hearing regarding the grandfathered animal use map. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Lacy
Councilmember Laws
Councilmember Palmer
Councilmember Slade**

Those voting 'NAY'

NONE

Those absent

Councilmember Bayles

constituting all members thereof, Mayor Balch declared the motion carried.

The public hearing regarding the grandfathered animal use map opened at 7:30 p.m. Councilmember Laws explained the lengthy process that it took to put this map together. He further explained that once this map is adopted it is no longer a council matter as to who is added or removed from the map. This must be handled through the proper channels. Councilmember Lacy stated that he did not see Ferd Johnson's property on the map and it should be. Mr. Hosler will make this correction.

Councilmember Laws moved that the public hearing for the grandfathered animal use map be closed. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Bayles

constituting all members thereof, Mayor Balch declared the motion carried. The meeting returned to regular session at 7:45 p.m.

9. Mr. Les Prall continued to discuss the direction the City may want to take to recruit new businesses. He cautioned the Council about hiring a headhunter. He stated that he was not against this, but to do so very carefully and without a lot of expectation for immediate results. There must be an economic reason or benefit for them to come to Blanding.

10. Councilmember Laws moved that the meeting move into public hearing regarding the Right-of-Way Protection Ordinance. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Bayles

constituting all members thereof, Mayor Balch declared the motion carried.

11. The public hearing regarding the Right-of-Way Protection Ordinance opened at 8:03 p.m. Mr. Webb explained that this ordinance is to go along with the White Mesa Transportation Plan. This will protect the proposed rights of way that do not currently exist. There was some discussion about sending letters out to each property owner that will be affected. Councilmember Laws and Mr. Webb felt like this was a lot of needless paperwork.

12. Councilmember Laws moved that the public hearing for the Right-of-Way Protection Ordinance be closed. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Bayles

constituting all members thereof, Mayor Balch declared the motion carried. The meeting returned to regular session at 8:16 p.m.

13. Councilmember Laws moved that the meeting move into public hearing regarding the White Mesa Transportation Plan. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
--------------------	------

Those absent	Councilmember Bayles
--------------	----------------------

constituting all members thereof, Mayor Balch declared the motion carried.

14. The public hearing regarding the White Mesa Transportation Plan opened at 8:17 p.m. Councilmember Laws feels like the streets should all be straight. Councilmembers Laws and Lacy would like the road farthest north on the map removed.

15. Councilmember Slade moved that the public hearing for the White Mesa Transportation Plan be closed. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
--------------------	------

Those absent	Councilmember Bayles
--------------	----------------------

constituting all members thereof, Mayor Balch declared the motion carried. The meeting returned to regular session at 8:37 p.m.

16. Mr. Bret Hosler, City Planner, explained that Blanding City has reached the highest level of 21st Century Communities. In the future, most state grants will require the 21st Century Community specification.

17. Mayor Balch expressed sympathy to Philip Palmer and Councilmember Lacy for the losses in their families this week.

18. Councilmember Lacy discussed the following items with Mayor and Council:

- A. Questioned Jeff Black on the Pioneer Estates Road salt bryne treatment. Mr. Black explained that he has contacted two different people and wanted to know when they could get to this road. He has received no response. Mr. Black was asked to look into this further.
- B. Asked Mr. Webb as to where the City was on natural gas purchases. Mr. Webb explained that another 50 decatherms per day were locked in at \$4.57 for November through March.

19. Councilmember Laws thanked Mr. Webb for the map of Centennial Park. He suggested that three tiered concrete benches be built into the landscape around the big ballfield.

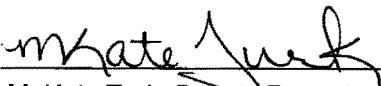
Councilmember Palmer explained that the San Juan Safari would be held this weekend. He stated that there are 75 participants at this time, but there should be some register when they arrive. SUWA is trying to block 4 different trails.

21. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. There were no questions on the financial disbursements.
- B. Discussed the opening that has come up for the Recreation Director and asked for guidance on the hiring committee. Councilmember Laws feels there should be fliers sent to colleges so as to draw from as far as possible. Mayor Balch stated that he would like for Mr. Webb to seek Councils input when deciding which applicants to interview.
- C. Explained that the deed for the new public safety building has been received and the improvements are in progress.
- D. Asked for permission to schedule 2 public hearings. The first would be for the UDOT enhancement grant application. This would be for the visitors center park. The second would be for the CDBG grant which we will have to hold a preliminary hearing. This grant would be for a skate park and tree planting at Centennial Park. Advise and consent was given to schedule these two hearings.
- E. Explained that the Division of Facilities and Construction Management for the State of Utah have once again asked that the City handle their inspections on a project. Mr. Webb asked if some of the funds received on these inspections could be deferred to the Blanding Community Legacy Trust. Mayor Balch stated that whatever personal time Mr. Hosler puts in on this project could go to the Legacy Trust. Council agreed.
- F. Asked for approval on the newsletter. Approval was given. Councilmember Laws feels like there should be a reward advertised in the newspaper for the vandalism at the ballfields.

22. Mr. Lynn Stevens asked what day the 4th of July will be celebrated in the year 2005. It was decided that it will be celebrated on Monday, July 4, 2005.

Meeting adjourned at 9:15 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
September 9, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

David Lacy

Kelly Laws

David Palmer

Dale Slade

City Treasurer: Kate Turk

City Clerk: Patricia Bartlett

General Services Director: Jeff Black

Others Present: Terri Laws, Randall Pemberton, John Lyman, Kalei Fisher, Paul MacDonald, Megan MacDonald, Joe Hunt, Neil Joslin

1. The prayer was offered by Dale Slade.
2. The Pledge of Allegiance was recited.
3. The minutes of the August 26, 2003 meeting were approved as written.

Mr. Paul MacDonald discussed the 4th of July Celebration with Mayor and Council. He stated that there is an exceptional band available for \$4,000. He asked Mayor and Council if they would be interested. It was decided to have Mr. MacDonald look into this further and get back to the City for a decision.

Mr. Randall Pemberton asked if the fire restrictions have been lifted by the City. The County has been lifted. Mayor Balch asked Ms. Turk to find out on this issue.

Mrs. Kalei Fisher explained to Mayor and Council that she was very disappointed in the remarks made by them at the last council meeting. She further explained that she felt she had to apologize to Mr. Hart. Mayor Balch stated that he was sorry she felt that she had to apologize for him, but he did not feel there was anything to apologize for. He further explained that there are many businesses in Blanding that have loans backed by the government.

Mr. Jeff Black, General Services Director, presented the July 2003 natural gas and water reports. Councilmember Lacy asked when DryWash would be sent down. Mr. Black explained that they are working on it at this time.

Councilmember Lacy moved that the meeting move into public hearing regarding the Subdivision approval/single lot - 671 North 100 West. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

The public hearing regarding the subdivision/single lot - 671 North 100 West opened at 7:30 p.m. Councilmember Lacy explained that the Planning and Zoning Commission has approved this single lot subdivision. Councilmember Laws asked if all the requirements were being met under the ordinance for this subdivision. Councilmember Lacy stated that they were. **Councilmember Slade moved that the meeting move out of public hearing regarding the Subdivision approval/single lot - 671 North 100 West. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried. The meeting moved back into regular session at 7:44 p.m.

10. Mayor Balch explained that the College of Eastern Utah has requested a letter from the City of Blanding in support of Utah Health Care Outreach Consortium. This is for a \$200,000 grant which will allow the college to hire a health care teacher and offer other classes. All Council were in favor of this letter being written. He also explained that he would like to write a letter in support of International Uranium. Council also approved this letter.

11. Councilmember Palmer encouraged all to take a look at Centennial Park and how great it looks.

12. Ms. Kate Turk, City Treasurer, discussed the following items with Mayor and Council:

A. There were no questions on the financial disbursements.

B. **Councilmember Slade moved to suspend the rules and adopt the subdivision/single lot 671 North 100 West which meets all requirements of the subdivision ordinance. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

C. Discussed the natural gas rate resolution. Councilmember Lacy explained how the increase was figured.

D. Reminded Mayor and Council of the Hazardous Task Force meeting that will be held on September 19.

Councilmember Palmer moved to approve Resolution 2003-11 Justice Court Extension. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer
Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

14. Councilmember Laws moved to approve Resolution 2003-12 Natural Gas Rate Adjustment with the inclusion of a statement explaining that the rates to the citizens will go down as we are able to maintain our profit margin. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

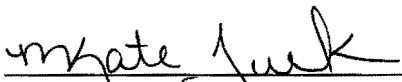
Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer
Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

Meeting adjourned at 8:07 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
August 26, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

David Lacy

Kelly Laws

David Palmer

Dale Slade

City Administrator: Chris Webb

City Treasurer: Kate Turk

City Planner: Bret Hosler

General Services Director: Jeff Black

Police Chief: Mike Halliday

Others Present: Terri Laws, Gorden Hawkins, Laurel Hawkins, Kent Hawkins, John Clarke, Craig Stanley, Kyle Black, Serena Black, Kim Hiatt, Melissa Brandt, Neil Joslin, Randall Pemberton, John Brake, Corey Workman, Mason Lyman, Joe B. Lyman

1. The prayer was offered by David Lacy.

2. The Pledge of Allegiance was recited.

3. The minutes of the August 12, 2003 meeting were approved with the addition of the recognition of Kristi Johnson.

4. Ms. Kimberly Hiatt, PTA President at Blanding Elementary School, addressed Mayor and Council requesting their support for the school. She asked for pool passes for winners of different contests at the school, pool pass for a class. She also asked if it was possible for employees to volunteer their time at the school without having to use annual leave time. Advise and consent was given to Ms. Hiatt on these issues with Councilmember Laws not in favor.

5. Mr. Bret Hosler made Mayor and Council aware on the fact that he has been working with Gary Shumway on the history of Blanding. An application was submitted to the State Historical Society and the City was awarded a grant in the amount of \$1,500 to help with this project.

6. Mr. Webb addressed the issue of the Justice Court remodel for Judge Harris. He stated that there is \$5,000 in the budget for the new building and they are requesting \$5,000 to \$7,000 in addition to this for the remodel. Mr. Webb explained if this request was granted, the budget would have to be opened at the end of the year to adjust this. Two bids were received on this work. **Councilmember Palmer moved that \$7,000 be allocated in addition to what was previously budgeted for the remodel of the justice court. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

Mayor Balch presented Chief Gorden Hawkins a plaque in appreciation for his service as fire chief from May 1988 to June 2003. Chief Hawkins recognized his wife, Laurel for her contribution to the City during this time also.

8. Mayor Balch then presented Firefighter I and First Responder awareness certificates and Firefighter I patches. Seven firemen have qualified for these. Those present were Kent Hawkins, John Clarke, Craig Stanley, Kyle Black, Melissa Brandt and Corey Workman. Todd Moon was not present. Mayor Balch thanked them for their extra efforts to become certified in these areas. Chief Hawkins explained that these certifications make them more prepared to serve the community. Mr. Webb explained that these certifications will also help the cities ISO ratings and it qualifies us for grant money that we were not able to apply for before.

9. Mayor Balch explained that he feels a letter ought to be sent to Olene Walker showing our support for her as our new governor. All Council agreed with the Mayor.

10. Councilmember Lacy discussed the following items with Mayor and Council:

- A. Explained that there is an abandoned car at 500 S and approximately 200 W. This car has been placed in the City right of way by a citizen. It was decided after some discussion, to send a letter to Larry Richmond who is the owner of the property where the car previously was and ask him to move it.
- B. Addressed the issue of the natural gas rates. Councilmember Lacy stated that he feels it is time to lock in on the rates as he believes they will only get higher. With the way the rates are at this time, the rates to the citizens will have to be increased to cover this cost. Mayor and Council agreed that it should be locked in and asked that a new rate structure for the citizens be presented at the next council meeting.

11. Councilmember Laws explained that he was bothered by the letter to the Mayor and Council from Judge Harris. Councilmember Laws feels that the statement in the letter stating that the justice court and police bring in so much money upset him a little bit. This is their job and they should be bringing in this money. Mr. Webb explained that he met with Judge Harris and explained to him the amount of money spent on public safety by the City. Councilmember Laws agrees that the court needs to be remodeled but that we are not doing it because of the money they've brought in.

12. Councilmember Laws stated that the Centennial Park is looking really good. He questioned as to why the Council is left out on the planning of this park. Mr. Webb explained that in the next two to three weeks the concrete work will be done and the sprinkling system is being designed as we speak. It was suggested to plant bigger trees so they will be ready for the 2005 celebration.

13. Councilmember Palmer discussed the issue of the requirements the City has regarding new businesses. They are required to pay a deposit to the City worth two times the average utility bill. Councilmember Palmer feels that this is hurting economic development in the city. He feels that up front we are telling these businesses that we do not trust them and it doesn't sound very inviting. Mr. Webb was asked to research how other cities handle this issue.

14. Councilmember Slade addressed his concerns regarding the actions of Mr. Jon Hart and others regarding the Blue Mt. Hospital. Mr. Hart took the president of the Utah Hospital Association to Washington to meet with HUD to argue with them about them giving the money for this hospital. Councilmember Slade explained that Monticello and Mr. Hart are putting a lot of congressional pressure on to fight this hospital. Mayor Balch stated that Mr. Hart feels he is the only person who can read a financial statement. He asked that Mr. Webb find out who paid for the trip to Washington. If it was paid for by the County, he will ask that Mr. Hart be terminated. Mayor Balch stated that he has no right to spend our property taxes to oppose a private entity.

15. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:

- A. There were no questions on the financial disbursements.
- B. Presented the tennis court resurfacing bids. Mr. Webb explained that the four contractors he spoke to told him this company will do a good job. **Councilmember Palmer moved that the bid from Signature Tennis Courts be accepted in the amount of \$7,500. Councilmember Bayles second the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote.**

Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Explained that he, Mr. Hosler and Mr. Palmer will be traveling at the next council meeting.
- D. Explained that Congressman Matheson will be traveling through town later this week. Congressman Matheson will be meeting with the County Commissioners Friday morning and Mr. Webb would like a councilmember to join him at this meeting. Mayor Balch thought that he may be able to go.
- E. Presented the 2002/2003 Audited Financial Statements. **Councilmember Lacy moved that the 2002/2003 Audit be accepted as presented. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting**

was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- F. On September 19, 2003 there will be a task force in town. Nine representatives and seven senators to tour International Uranium. The County and the City would like to host a lunch for this committee. Advise and consent was given to host this luncheon.
- G. Explained that the grant agreement for the apron improvements for the airport has been signed and returned.
- H. Explained that the grant agreement from USDA for the fire truck was also signed today. The funding for the fire truck is in place and the truck has been ordered. It should arrive within six months.

16. Mr. Mason Lyman asked for the support of Mayor and Council regarding his eagle project. He will be placing waste/oil recycle stickers on all the dumpsters in town. Mayor and Council felt this was a great project and offered their support. Mr. Joslin will place an ad in the Panorama to make citizens aware that Mr. Lyman will be doing this.

17. Councilmember Lacy asked if there is anything the City can do about the burned out trailer on 100 East and 500 South. Mr. Hosler explained that a letter has been sent to the owner of the property asking that something be done. The City will continue to work with the land owner to get this situation resolved.

Meeting adjourned at 8:32 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
August 12, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
David Palmer
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
City Planner: Bret Hosler
General Services Director: Jeff Black

Absent:

City Councilmember: Dale Slade

Others Present: Kent Hawkins, Blaine Hawkins, Elaine Johnson, Chris Johnson, Kristi Johnson, Neil Joslin, John Brake, Craig Swenson, Randall Pemberton, Eric Johnson

1. The prayer was offered by Kate Turk.
2. The Pledge of Allegiance was recited.
3. The minutes of the July 23, 2003 meeting were approved as written.
4. Ms. Kristi Johnson, a lifeguard at the City pool, was recognized by Mayor Balch for her lifesaving efforts in regards to a fellow guard. She was presented with a gift certificate and thanked for her contribution.
5. Mr. Bret Hosler, City Planner, updated Mayor and Council on the UDOT road projects that are forthcoming. He explained that the Moab Canyon project is underway and the Devil's Canyon project has completed the environmental clearance portion and they are currently working on right of way acquisitions. This is hoping to bid out in September with work to begin in the spring of 2004.
6. Mr. Jeff Black, General Services Director, presented the July 2003 Natural Gas and Water Reports. There was no further discussion.

7 Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:

- A. Presented the bids on the two pavilions at Centennial Park. **Councilmember Bayles moved that the bid from Yoakam Contracting of \$34,609 to supply, erect and furnish two steel pavilions including concrete slab and electrical outlets at Centennial Park be accepted. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

- B. Presented the bids on the Central Park improvements. CM Concrete was the low bid. This work includes repairing of the backstops, sidewalk work, other cement work, etc. **Councilmember Lacy moved that the bid from CM Concrete of \$38,956.14 for Central Park improvements be accepted. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

8. Chief Kent Hawkins discussed the possibility of securing another radio frequency for the Blanding City Crews to use so as not to interfere on the emergency channel. The cost would be \$260 for the cost of the license for the frequency and an additional cost to reprogram all radios. After a lengthy discussion, advise and consent was given for Chief Hawkins to pursue two new frequencies.

9. Mayor Balch explained that Les Prawl is the state economic development person for our area. Mr. Webb explained that he feels the City is already tapping all resources available. After some discussion, Mr. Webb was instructed to invited Mr. Prawl to come and meet with Council

10. Mayor Balch presented Chief Mike Halliday with a public service award for the City Police Departments relationship with adult probation and parole.

11. Councilmember Lacy explained that the Planning and Zoning Commission is working on setting some direction for the City to go on curb and gutter, etc. He further explained that they are also receiving direction from Philip Palmer regarding the site triangle issue.

12. Councilmember Laws stated that the Centennial Park is looking really good. He questioned as to why the Council is left out on the planning of this park. Mr. Webb explained that in the next two to three weeks the concrete work will be done and the sprinkling system is being designed as we speak. It was suggested to plant bigger trees so they will be ready for the 2005 celebration.

13. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:

- A. There were no questions on the financial disbursements.
- B. Explained that the public hearing regarding the animal map and right of way will be held on September 23, 2003.
- C. **Councilmember Laws moved that both concrete bids from Yoakam Contracting and Jerry Holliday Construction be accepted at \$72.00 a yard. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

- D. Explained that the City will be applying for CDBG money of \$90,000 this year. He has identified four different projects that would qualify under this grant. Third Reservoir park improvements, pioneer park, curb & gutter projects or a skate park and further improvements at Centennial Park. This money will be available in July 2004. All agreed that the City should try to build the skate park.

14. Mr. Eric Johnson addressed Mayor and Council regarding the Councils decision and changes that were made regarding hangar rentals. He felt for Northern Electric to be evicted from their hangar after renting this hangar for 25 years is unfair. He explained that he did have an aircraft stored in the hangar and was preparing to rebuild this aircraft when he was evicted. He now cannot rebuild this aircraft because he has nowhere to do so. Mr. Johnson stated that to kick him out and to allow someone from out of state to come in and rent this hangar did not sit well with him. Mayor Balch stated that those comments would have really been appreciated during the public hearing process. Mr. Johnson then stated that he felt they were in compliance with new regulations so he did not come to the public hearing. Mr. Webb explained that the person who rented his hangar had a registered county aircraft and it was active.

15. **Councilmember Laws moved that Mayor and Council go into executive session. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent


Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

16. Council retired to executive session at 8:30 p.m.

17. Council returned from executive session at 9:25 p.m.

Meeting adjourned at 9:25 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
July 23, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
David Palmer
Dale Slade
City Administrator: Chris Webb
City Clerk: Patti Bartlett
City Engineer: Philip Palmer
City Planner: Bret Hosler
General Services Director: Jeff Black

Others Present: Debra Stevenson, Russ Brown, Bob Jorgenson, Kaden Redd, John Brake, Kendall Laws, Cody Nielson

1. The prayer was offered by Bret Hosler.
2. The Pledge of Allegiance was recited.
3. The minutes of the July 9, 2003 meeting were approved with a correction to #6 reading "how THE leak was reported".
4. Ms. Debra Stevenson with the Edge of the Cedars Museum addressed Mayor and Council. She talked of their new landscaping and entrance to the museum. Ms. Stevenson gave Mr. Webb copy of receipts of money given for marketing. She explained that the visitation is up 8% over last year. She thanked Council for their support. Councilmember Palmer complimented Ms. Stevenson on the improvements at the museum since she has been in charge.
5. Mr. Bob Jorgenson addressed the Mayor and Council regarding the airport. He asked for the City to supply him with a hangar. After some discussion, it was decided that If Mr. Jorgenson rented a hangar directly from the City that they would give him credit for each day that the Civil Air Patrol was there.
6. Mr. Russ Brown with RB&G Engineering addressed Mayor and Council. He explained that as of today they are within a few inches of the where the old dam was at the 4th Reservoir. He explained further that it is very difficult to predict how long it will take to finish. Based on past performance he estimated 5 to 6 weeks. Mr. Brown explained the fallacy of time and dollars Western Builders are claiming that we cost them. He says he can only come up with 5 days taken off due to the unordinary and they are claiming 141 days. Councilmember Laws questioned why RB&G did not make the penalty enough to cover their resident fields peoples time. Mr. Webb explained that the City will be short approximately \$361,000.

7. Mr. Bret Hosler discussed the White Mesa Transportation Plan. Councilmember Laws stated that he will not vote in favor of this plan as long as the bypass is included. Councilmembers Palmer and Lacy agreed. Councilmember Bayles stated that if it is approved the City will have some say regarding a bypass, otherwise the City will be left out of the issue. **Councilmember Laws moved that the White Mesa Transportation Plan be approved excluding the bypass portion of the plan. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
---------------------------	-------------

constituting all members thereof, Mayor Balch declared the motion carried. Permission was given to send this plan to public hearing.

8. **Councilmember Laws moved that the animal rights ordinance be readopted including the map and that this be taken to public hearing. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
---------------------------	-------------

constituting all members thereof, Mayor Balch declared the motion carried.

9. Mayor Balch explained that National Do Not Call Registry. He would like Blanding to be the first city in the nation to be 100% on this registry.

10. Councilmember Lacy asked Mr. Webb about what happened with trying to hire a head hunter for City business. Councilmember Laws stated that at the last meeting that County made it clear that they are only counting on tourism. H was instructed to pursue interest from companies in the business of promoting economic development and industry for communities.

11. Councilmember Laws talked of the graffiti on the front porch of the City office. He suggested it be advertised for a reward and all were in favor. He also suggested we apply 2 ½ gallon of lawn treatment to a strip of lawn at the park to see if it works.

12. Councilmember Slade commended the staff at the visitors center. He also asked about water and was informed that Mr. Conway would have a complete report by October.

13. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:
- A. There were no questions on the financial disbursements.
 - B. Discussed the movement to try to get services to Westwater by USDA and BOR. They want to come and do some engineering. He explained what was proposed and asked how council felt about it. He wants to make sure Council would not say no before they begin work. Councilmember Laws thinks the City should look at several things to make sure we protect our infrastructure. Mayor Balch suggested they come in with a proposal. Advise and consent was given to allow the study. Councilmember Laws feels that impact fees should be doubled.
 - C. Discussed two concrete bids at \$72.00. Mayor Balch suggested we call Sondereggers or Cortez. Mr. Webb asked for direction. Mr. Palmer suggested if it's less than \$72, we reject both.
 - D. Gave an update on the tunnel and explained that anew study will have to be done.
14. Mr. John Brake questioned the progress on the job Mussulman Plumbing was doing. He was given an update.

Meeting adjourned at 9:39 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
July 9, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
David Palmer
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
City Planner: Bret Hosler
General Services Director: Jeff Black

Absent:

City Councilmembers: Dale Slade

Others Present: Kay Johnson, Calvin Blake, Terri Laws, Kent Hawkins, Phil Mueller, Neil Joslin, Peggy Humphries, John Brake, Jim Hunt, Crystaleen Hunt

1. The prayer was offered by Chris Webb.
2. The Pledge of Allegiance was recited.
3. The minutes of the June 25, 2003 meeting were approved as written.
4. Mr. Calvin Blake requested two culinary water taps on Dave Guymon's property on Reservoir Road. All were in favor of these two taps and the temporary disconnect policy will be treated the same as on any other utilities.
5. Ms. Peggy Humphreys talked of San Juan County's new marketing plan. She presented copies of this plan to Mayor and Council. Mr. Webb suggested that this marketing should include aspects other than tourism. Mayor Balch thanked Ms. Humphreys for coming and asked her to return with updates.
6. Mr. Jim Hunt addressed Mayor and Council regarding a water bill at a rental property of his. He asked for an appeal on the water charge. He explained how the leak was reported and detected and repaired within 24 hours. Councilmember Laws stated that a precedent was set with the appeal on Richard Arthur's water. Councilmember Laws feels it should be billed at the regular rate without the penalties. All agreed.

Mr. Phil Mueller discussed the issue of the translator again. He explained that the cost of utilities should be around \$5.00 per month. Mr. Webb asked if the City could sell the translator to a private entity. Mr. Mueller stated that the City could do so when the freeze is lifted.

Mr. Kent Hawkins, Fire Chief, explained his feelings regarding the purchase of the new fire truck. He explained that the truck originally specified would put the City over budget. A new specification was written and bids received. Mr. Hawkins recommended that the Pierce fire engine, which was the low bid, be purchased so as to fall within the budgeted dollars. **Councilmember Laws moved that the Pierce Fire Engine be purchased at \$235,000.**

Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion.

Hearing none, he called for a vote. The voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

9. Mr. Bret Hosler, City Planner discussed the White Mesa Transportation Plan. Councilmember Laws stated that he has not read the plan yet and would like to wait to discuss it until he has done so. Mayor Balch made several points regarding a collector road. Mr. Hosler reminded Council that the collector road is not in the works until 2040, so the council shouldn't worry about a bypass of City businesses.

10. Mr. Jeff Black, General Services Director, presented the June 2003 Natural Gas and Water Reports. Water usage was 22 acre feet less this month than last.

11. Mayor Balch discussed the following items with Council:

- A. Explained that he received a letter from Bill Howell with the Southeast Association of Local Government that states Blanding City has been made a 21st Century Community. The City was awarded the highest level, which is gold, for their planning efforts. The City also received a \$3,750 grant for this award. Mr. Hosler was commended on his efforts to complete this project.
- B. Asked if everyone was fine with having the next Council meeting on July 23. All were in favor.

12. **Councilmember Bayles moved that City Council meetings be changed from Wednesday to Tuesday, beginning with the first meeting in August. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. The voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried. Mr. Webb will

advertise this change.

13. Councilmember Bayles also discussed the water that is running at the Walter C. Lyman park. There is no sprinkler hooked up to this water. Mayor Balch advised Mr. Webb to check on this tomorrow.

14. Councilmember Lacy commended all involved with the 4th of July celebration. He explained that he felt it was y unfair for vendors on the Fourth of July to go down the street just a bit from the booths so they would not have to pay the \$20 fee. Councilmember Palmer stated that the 4th of July was great for the motels. Mayor Balch asked Mr. Webb to send out thank you letters to all involved in making the celebration a success.

15. Councilmember Laws discussed the following items with Mayor and Council:

- A. Explained that he had received several comments about the flag on the boom truck being flown backwards, which it was not. Councilmember Laws asked that the media explain this thoroughly in their articles and such so people would be aware that the flag was flown correctly.
- B. Questioned whether or not it would be a possibility to allow the schools to raffle one of the confiscated vehicles. Council felt this was a good idea and should be considered.
- C. Questioned Mr. Hosler regarding the grandfathered animal rights map. Mr. Hosler explained that he is still at a standstill until the recorders office decides to assist him. Mr. Hosler will begin to put together the map without the 2 parcels in question and complete it by hand rather than electronically.
- D. **Councilmember Laws moved that the City pay the engineering fees on the translator with the understanding that no other cost or commitment has been made. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. The voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

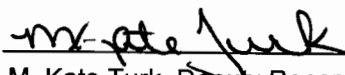
16. Councilmember Palmer discussed the recreation department. He explained that the new recreation board will begin running themselves. He feels that if someone comes in to handle concessions, the city should charge them 25% of their profits. They also suggested charging \$1 per person for tournaments. It was suggested to wait to do this until the tournament is more established. Another suggestion is to have billboards on the fence for advertising.

17. Mr. Chris Webb, City Manager, discussed the following items with Mayor and Council:

- A. There were no questions on the financial disbursements.
- B. Explained that the dates to file for Council will be July 15 - August 15.

18. Mr. John Brake inquired about the progress of the asphalt. Mayor Balch stated that it will be done this month and possibly even next week. Mr. Philip Palmer stated that LeGrande Johnson is handling 10 to 15 projects in this part of the state.

Meeting adjourned at 8:40 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
June 25, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
David Palmer
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
City Planner: Bret Hosler
General Services Director: Jeff Black

Absent:

City Councilmembers: Kelly Laws
Dale Slade

Others Present: Randall Pemberton, Phil Mueller, Spencer Singer, Lisa & Paul MacDonald, John Brake

1. The prayer was offered by Councilmember Bayles.
2. The Pledge of Allegiance was recited.
3. The minutes of the June 11, 2003 meeting were approved with the following changes:
 - A. #5 - should read "rate increases."
 - B. #9 - should read "cost + 4 cents."
4. Mr. Bret Hosler, City Planner, explained that Tree Utah awarded a \$2,500 grant to the City to purchase trees. Mr. Hosler explained that there are 12 new trees planted at the new ballpark. Mr. Webb commended Mr. Hosler on the writing of this grant.
5. Mr. Philip Palmer, presented the bids on the 300 West Raw Water Line and Sewer Line Bid Openings. **Councilmember Lacy moved to accept the low bid by Musselman Plumbing for \$19,634.25 for installation of the sewer line on 300 West and \$7,040.00 for the installation of the raw water line on 300 West. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

Mr. Spencer Singer, Recreation Director, discussed the issue of whether or not the girls leagues should go to the tournament up north or have a tournament here instead. Mr. Singer explained that there is a majority of the parents and girls that would rather not travel up north, if a competitive tournament can be held here. After a lengthy discussion, Mayor and Council agreed with Mr. Singer to hold a tournament here for the girls leagues.

7. Mr. Webb discussed the issue of the demand charges at the high school fields and whether or not the recreation department will have to charge enough for teams to cover this demand. It was decided the City would not charge that cost to the recreation department and the teams would be charged \$150/team to play in the league.

8. Mayor Balch asked for advise and consent from Council to authorize Clay Conway to proceed on the geological study. Advise and consent was given by Council. Advise and consent was also given to extend the contract from September 15 to October 31.

9. **Councilmember Lacy moved that the meeting move into public hearing regarding 2002-2003 Budget Adjustments. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Laws
	Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried. Mr. Webb explained there are no increases in these adjustments, just moving from one category to another. **Councilmember Palmer moved that council move back into regular meeting. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Laws
	Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried. The meeting moved back into regular session at 7:34 p.m.

10. Mayor Balch discussed the appointments of the recreation board. After a short discussion, the following people were appointed to the board:

Kim Palmer
Mike Bowers
Rick Eldredge
Eric Johnson
Crystal Holt
Scott Meyer

Mayor Balch asked that Mr. Webb send letters out on these appointments and state the terms at 2 and 3 year intervals.

11. Councilmember Lacy discussed the following items with Mayor and Council:

- A. Explained that the 4th of July preparation is running smoothly. He has had some negative comment about the car auction being at the same time as the boxing.
- B. Explained that he would like to see the Master Road Plan adopted. Mr. Hosler says that a meeting needs to be scheduled with the County Commission to make sure they adopt this also. It was decided to put this issue with an ordinance for the next meeting.

12. Mr. Chris Webb, City Manager, discussed the following items with Council:

- A. There were no questions on the financial disbursements.
- B. Asked for approval on the newsletter. There were the following corrections: The city is no longer a 3rd class city, we are now a 4th class city.
- C. Explained that he has received a packet from EDA on the \$655,000. He has to fill out the description of projects. The first part of the \$655,000 will go to cover shortages on the tunnel and then will move to water and sewer lines.
- D. **Councilmember Bayles moved to adopt Resolution 2003-9 setting the certified tax rate at .004100. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

- E. **Councilmember Bayles moved to suspend the rules and adopt Resolution 2003-10 2002-2003 budget adjustments. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

13. Mr. John Brake inquired about the progress on the 4th Reservoir Project. Mr. Webb stated that June is the end of the three month extension period. The engineer is projecting mid-September for completion. The City will continue to pay for inspections and will lose the difference between that cost and the penalty cost.

14. Councilmember Lacy stated that he has had complaints regarding Western Builders trucks and excessive speed on 300 West. Mayor Balch stated that he would talk to the police and have this patrolled more closely.

Meeting adjourned at 8:00 p.m.

By _____
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
June 11, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
David Palmer
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
City Planner: Bret Hosler
General Services Director: Jeff Black

Absent:

City Councilmembers: Kelly Laws
Dale Slade

Others Present: Norman Johnson, Phil Mueller, Ahmad Razaggi, John Reeves, Richard Arthur, Neil Joslin, Donna Singer, Lynn Stevens, John Brake

1. The prayer was offered by Mayor Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 27, 2003 meeting were approved with the following changes:
 - A. 5 - should read he "has" concerns, and "for later developments."
 - B. 12c - should read asked "if" instead of asked for.
 - C. 14 - should read council "who" would be.
4. Mr. Richard Arthur addressed Mayor and Council regarding the water leak at his home. Mr. Arthur thanked Mr. Jeff Black for his help on this issue. He explained that his water bill was extremely high and as soon as he was notified they did all they could to correct the problem. Mrs. Turk explained that the bill was approximately \$850.00 for the time before a new meter was installed and a new line was installed. It was suggested that Mr. Arthur be billed for the water without the penalty rate of \$2.50 per thousand over 50,000 gallons. After a lengthy discussion, advise and consent was given to bill the Arthur's as suggested without the penalty rate in place, which would make about a \$350.00 difference in their bill. Mayor Balch also gave Mr. Webb permission to allow this bill to be paid for over an extended period of time which will be worked out between Mr. Webb and Mr. Arthur.

Councilmember Bayles moved that Council move into public hearing regarding the 2003-2004 Fiscal Year Budget. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Mayor Balch then called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those "Absent"	Councilmember Laws
	Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

A time limit of 15 minutes was set for the meeting. Mr. Norman Johnson was the only citizen signed up to speak. He explained that he was concerned regarding the rate increases for utilities. Mr. Johnson stated that if all of the work that had been done on the ballparks had been charged to recreation instead of utilities, these rate increases may not have been necessary. Mayor Balch stated that the way it was handled was more fair to the citizens because all citizens paid for the ballfields instead of just property owners which would have been the case if property taxes had been raised to pay for this. Councilmember Palmer moved that Council move out of the public hearing regarding the 2003-2004 Fiscal Year Budget. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Mayor Balch then called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those "Absent"	Councilmember Laws
	Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried. The public hearing closed at 7:46 p.m.

6. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Explained that he had contacted the phone company regarding the phone book and has not received any returned calls on this issue.
 - B. Explained that he also tried to get information on the Moab Canyon and Devils Canyon Projects and has not been contacted on that issue either.
7. Mr. Jeff Black presented the May 2003 Natural Gas and Water Reports. Councilmember Lacy complimented the citizens on using 10 acre feet less of water than last year.
8. Mayor Balch discussed the following items with Mayor and Council:
 - A. Explained that there will be 20 plus vehicles auctioned by live auction on July 4th and asked that this be advertised. A \$100 non-refundable deposit will be required by the highest bidder and the vehicle must be picked up and paid for in full by the following Monday at 5:00 p.m.
 - B. Explained that the police would like to have tickets given with donations for the DARE program. A ticket will be drawn on July 4th at the auction and the holder of that ticket will be given the 1993 Nissan King Cab. Mayor Balch asked Mr. Webb to look into the legalities of this and make sure it is alright.

9. Councilmember Lacy explained that he and Mr. Webb met with Summit Energy regarding natural gas costs. Mr. Webb explained that Summit Energy has offered the City of Blanding the price of cost + 4 cents, which he and Councilmember Lacy recommended the City accept. **Councilmember Lacy moved that the City enter into a year to year contract with Summit Energy for natural gas supply at cost plus 4 cents with a 30 day out on the contract. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Laws
	Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

10. Councilmember Palmer discussed the following items with Mayor and Council:

- A. Asked how many citizens had actually pulled permits to have yard sales at the south park. Mrs. Turk explained that several citizens have done so. Councilmember Palmer asked if he had the right to ask those using city tables to move off of said tables and Mayor Balch told him that he did have the authority to ask them to move.
- B. Explained that he had visitors at his motel that were very unhappy that the visitors center was not open on Sundays. Mr. Webb explained that signs have been ordered that will show hours of operation.

11. Councilmember Bayles asked where the City stood on the recreation advisory board. Mr. Webb explained that there had been only three citizens offer to be on this board. It was decided that there will be a seven member board which would include one city councilmember and 2 citizens outside city limits and 4 inside city limits. This will be advertised again this week and put on the next agenda for discussion.

12. Councilmember Lacy asked why the City had no representation at the meeting regarding the Atlas tailings and International Uranium. Mr. Webb explained that we were not aware of a meeting.

13. Mr. Chris Webb, City Manager, discussed the following items with Council:

- A. There were no questions on the financial disbursements.
- B. Explained that he, Councilmember Palmer and Mr. Kent Hawkins attended the Community Impact Board meeting regarding the grant for a fire truck. The City was awarded a \$165,000 grant for a fire truck. The Board suspended their rules and funded this at that time. Mr. Webb further explained that the health district requested \$100,000 for clinic renovation and Monticello City requested \$125,000 for their visitors center and both of these were put on the priority list for funding in August.
- C. Explained that the city had also requested \$35,000 from the USDA rural development for matching money for the fire truck and this looks favorable.
- D. Explained that Mr. Clay Conway has asked for a work session some time before next council to discuss the geological study. The meeting was set for Wednesday, June 25 at 6:00 p.m.
- E. Explained that the LDS church will be removing some of their grass along main street and installing concrete. This will line up with the existing curb at the little league park. Mr. Webb asked if the City would be willing to put in base and asphalt. Mr. Palmer will look into these costs and come back with suggestions.

- F. Reported on the grand opening of the fourplex. Explained that Cathy Bradley with Baseball Tomorrow was very pleased. The City crews should be commended for the exceptional work done on the park. Asked for permission to run a thank-you ad to all who volunteered. Approval was given.
- G. Explained that he would like council to go over tunnel specifications and come back with comments. Councilmember Lacy felt their should be stiff enough penalties to not have the problems we're having with the 4th reservoir. Mr. Webb further explained that the EPA Grant of \$655,000 required a match of 45%. This was unknown to the City. The USDA Funding on the tunnel can be used as the required match money. Senator Bennet's office is working to have the match waived so the tunnel project would not be delayed. If the waiver is not received by the time we are ready to begin construction, the tunnel project will be delayed until next year so the \$655,000 will not be jeopardized. The City will proceed with the bidding process.
- H. Reminded Mayor and Council of public hearing on Atlas Tailings which will be held on June 17. Explained that the City can be listed as a cooperating agency to receive all the mailings on this issue.

14. **Councilmember Lacy moved to suspend the rules and adopt resolution 2003-7 the 2003-2004 Fiscal Year Budget. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Laws
	Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

15. Mr. John Brake asked Mr. Philip Palmer if he needs to do more there before he ties back into the existing road. Mr. Palmer stated that he is waiting for Legrande Johnson to come back in. Mr. Brake also asked if the fence could be left up on his property until the work is done. Mr. Jeff Black had no objections to this. Approval was given to leave the fence up.

16. Mr. Lynn Stevens stated that the County Commission is also a cooperating agency on the DOE issue. That gives you a responsibility to attend these meetings and there are also non-public meetings that the City may attend and the opinions there will weigh in more influentially.

17. Mr. Philip Palmer suggested that it would not be a disservice to prospective contractors on the tunnel project to go ahead and bid this out with their knowledge of where the City is on the funding.

Meeting adjourned at 9:04 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
May 27, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
David Palmer
Dale Slade
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
City Planner: Bret Hosler
General Services Director: Jeff Black

Others Present: Kendall Laws, Kent Hawkins, Kim Smith, Bob Jorgenson, Phil Mueller

1. The prayer was offered by Councilmember Laws.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 14, 2003 meeting were approved with the following changes:
 - A. 7b - should reflect the comment made to Commissioner Stevens regarding the fact that this committee would be advisory only. They will not be making policies.
 - B. 11 - "wether" should be "whether".
 - C. 4 - "commended the Kelby Turk" - leave out "the".
 - D. 19b - should be "letters" of appreciation.
4. Mr. Kendall Laws from the senior class of 2003 at San Juan High School requested that the City waive the fees for rental of the city pool for their senior party on Wednesday, May 28, 2003. Mayor and Council gave approval for these fees to be waived.
5. Mr. Bob Jorgensen addressed Mayor and Council. He has concerns regarding the new airport resolution and the fact that it does not address subleasing. Mr. Webb explained that the lease for these hangars addresses that issue. Mr. Jorgenson asked that the City consider leasing the Civil Air Patrol a hangar at no cost. Councilmember Laws asked if the Civil Air Patrol had an airplane to put in the hangar at this time and Mr. Jorgenson stated that they did not. He is asking that the Mayor and Council keep this in mind for later developments.

Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:

- A. Explained that the planning and zoning commission recommends the rezoning of the Dennis Gutke Property from an R-1 to an R-2. **Councilmember Lacy moved that Mr. Dennis Gutkes' property at 118 E 300 S be rezoned from an R-1 to an R-2. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Councilmember Laws asked if this included the Bed and Breakfast only and Mr. Hosler explained that it was only the Bed and Breakfast. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- B. Explained that the new phone books show Moab in large letters and Blanding in smaller letters on the cover. He feels that Frontier should be confronted regarding this issue and ask that Blanding be fairly represented.

7. Mayor Balch presented the name of Kent Hawkins for the fire chief position. All Council were in favor of this appointment.

8. Mayor Balch discussed the following items with Mayor and Council:

- A. Asked if money was put in the budget to fence the fire station property. Mr. Webb did not believe that it had been budgeted. Mayor and Council then decided to pull the amount of money for this project from Council discretionary funds and budget it at this time.
- B. Explained that he had received a letter from Joe Jenkins with DFCM regarding the juvenile detention facility. It is looking favorable that the city will be deeded the old detention facility to house the police.

9. Councilmember Lacy questioned that police budget for phone service and why it was so high. It was explained that this includes fax, phone, sheriff's office and cell phones.

10. Councilmember Laws discussed the following items with Mayor and Council:

- A. Explained that he feels there should be a standard form that must come to council with the budget when a merit raise is requested. Mayor and Council agreed with this suggestion.
- B. Explained that Western Builders was approached regarding water in the 2nd Reservoir and that it was not feasible. The City will pursue putting water into the 4th Reservoir for their use.

11. Councilmember Slade stated that the Blue Mt. Medical people would like to meet with council and staff on Monday, June 2 to discuss the positioning of the building and the street. It was decided that they would meet Monday at 1:00 p.m.

12. Mr. Chris Webb, City Manager, discussed the following items with Council:

- A. There were no questions on the financial disbursements.
- B. Explained that he had discussed the issue of the translator with Rick Bailey and they had decided that this would never be used for emergency services. After a lengthy discussion, **Councilmember Slade moved that the City approve the \$350.00 bill. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Councilmember Laws asked if this meant the City would pursue this further after the \$350.00 bill. At this time Councilmember Slade withdrew his motion and Councilmember Lacy his second. Councilmember Slade then moved that the City proceed with the \$350,00 authorization for applicant and put in the budget the \$150.00 if needed next year and to pursue going ahead with the project. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Lacy

Councilmember Slade

Those voting 'NAY'

Councilmember Bayles

Councilmember Laws

Councilmember Palmer

constituting all members thereof, Mayor Balch declared the motion defeated. Mr. Phil Mueller stated that he felt the community has lost because of this decision and Councilmember Lacy agreed.

- C. Asked if he needed to respond to the letter from Eugene Pehrson regarding internet service. He was told that he did not need to.

13. **Councilmember Bayles moved that Resolution 2003-8 Policy regarding Airport Hangar Use be adopted. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

14. Mr. Phil Mueller asked if there were some on Council who would be willing to approach citizens and/or businesses to support the translator issue. Councilmember Laws then explained to Mr. Mueller that he did not feel this issue was dead at this time. He would just like more information before approving this. Mr. Mueller was asked to find out what the monthly costs would be and if it would be possible to broadcast San Juan and Grands sports events at the same time.

Councilmember Palmer moved that Mayor and Council adjourn to executive session after a five minute recess. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Mayor Balch then called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'


NONE

constituting all members thereof, Mayor Balch declared the motion carried.

16. Council then retired to executive session at 9:05 p.m.

17. Council returned from executive session at 9:38 p.m.

Meeting adjourned at 9:38 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
May 14, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro Temp: Kelly Laws
City Councilmembers: Brian Bayles
David Lacy
David Palmer
City Administrator: Chris Webb
City Clerk: Patricia Bartlett
City Engineer: Philip Palmer
City Planner: Bret Hosler
General Services Director: Jeff Black

Absent:

Mayor: Calvin Balch
City Councilmember: Dale Slade

Others Present: Ladd Shumway, Richard & Donna Arthur, Craig Swenson, Rick Eldredge, Susan Flavel, Kim Glover, Paul MacDonald, Jeff Nielson, Heather Raisor, Mike & Cheryl Bowers, Leslie Sanders, Phil Mueller, Pam Hosler, Merlin Grover, Sylvia Stubbs, Monty Perkins, Kent Hawkins, Neil Joslin, Lana Latham, Alex Buxton, Garth Wilson, Eldon Strid, Ron Kirk, Chip Sharpe, Jim Swenson, Lynn Stevens

The prayer was offered by Mayor Pro-Tempore Laws.

2. The Pledge of Allegiance was recited.
3. The minutes of the April 23, 2003 meeting were approved with #9 showing that Councilmember Bayles made the motion and Councilmember Bayles seconded the motion.
4. Mr. Harold Lyman with the visitors center addressed Mayor and Council. He presented several examples of delighted tourists. There were 1,791 people signed in at the Visitors Center in April of 2002. This year there were 2,400. He commended Kelby Turk, Haylie Palmer and Camrie Palmer for the job they are doing on the janitorial work at the Visitors Center. Mr. Phil Mueller stated that he has heard very good things about the City Visitors Center and stated that Mr. Lyman is building a model of what a visitors center should be.
5. Mr. Phil Mueller explained that there is a bill to the City of Blanding for the application to the FCC for a transmitter. He explained that his station cannot be involved in anything to do with installing the transmitter, but can handle the maintenance once it is up. After further discussion, Mayor Pro-Temp Laws suggested this be readdressed at the next council meeting.
6. Mr. Eldon Strid with Mine Engineers reported on the field inspection that was held today. He elaborated on needed repairs. He recommended removing the sediment and rock on floor blockage. Advise and consent was given to the job out for bid. Mr. Webb explained that the water would have to be diverted for a few months after July when it would be at its lowest. Mayor Pro-Temp Laws asked for a cut copy of the specs discussed earlier.

Commissioner Lynn Stevens discussed the following items with Mayor and Council:

- A. Explained that the 4th of July format will be almost identical to last years.
- B. Talked of recreation and explained that the county does provide money for all of Blandings population. He further stated that if all decisions were made by council without advise from citizens involved, the commission would not be able to support it. He suggested that an advisory board be set up to with two members being citizens from outside city limits. Mr. Webb was instructed to advertise for interest in that advisory committee. Commissioner Stevens was told that even though the citizens from the county would sit on this committee, that this is not a legislative committed and they will not be making policies.

8. **Councilmember Palmer moved to adjourn to Public hearing regarding the rezoning of the Gutke property. Councilmember Lacy seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles Councilmember Lacy Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Slade

constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried. There was no one signed up to speak. Mr. Hosler explained the situation. **Councilmember Palmer moved to close the public hearing and return to regular meeting. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Mayor Pro-Tempore Laws then called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles Councilmember Lacy Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Slade

constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

9. A lengthy discussion ensued regarding recreation policies. The following citizens spoke regarding this issue. Garth Wilson, Mike Bowers, Pam Hosler, Rick Eldredge, Chip Sharpe, Phil Mueller, Cheryl Bowers, Monty Perkins, Jim Swenson, Susan Flavel, Paul MacDonald, Jeff Nielson, Donna Arthur and Richard Arthur. Mayor Pro-Temp Laws thanked all those who had spoken and assured them the City will do their best to make progress on this issue.

10. Mrs. Kim Glover explained the math facts program at Blanding Elementary and asked that the City donate swimming passes to the math facts winners. **Councilmember Lacy moved that the City donate swimming passes to the math facts winners. Councilmember Palmer seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Mayor Pro-Tempore Laws then called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles Councilmember Lacy Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Slade

constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

11. Mrs. Lana Latham asked about whether or not the boys and girls would be playing together on the coach pitch
ue. Mr. Singer was instructed to get back to her on this issue.

12. Mr. Merlin Grover tried to clarify what was presented at the previous council meeting. He expressed hope that the entities could continue on friendly terms. He thanked the City for working with the irrigation company.

13. Mr. Jeff Black, General Services Director, presented the April 2003 Water and Natural Gas Reports. He explained that Starvation is 1 ½ feet from being full.

14. **Councilmember Bayles moved that the City adopt Resolution 2003-6, 21st Century Program Participation. Councilmember Palmer seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Mayor Pro-Tempore Laws then called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried.

15. Councilmember Bayles discussed the following items with Council:

- A. Presented that proposed resolution on the airport and opened it up for discussion. The County will be provided with a free hangar and will not be subject to the same rules as other hangars.
- B. Reminded all on the retirement dinner for Gordon Hawkins on May 22 @ 7 p.m.

16. Councilmember Lacy asked about the possibility of hiring someone to aggressively pursue bringing businesses into the City. He feels it is time to rigorously pursue this with a job description. Mayor Pro-Temp Laws asked Mr. Webb to put some thoughts together on this issue.

17. Mayor Pro-Temp Laws reported on water. He explained that the City would be trading excess water in Recapture for water in Drywash and that the Water Conservancy District will ensure our ability to deliver water to the mill at no cost to the City.

18. **Councilmember Palmer moved that the City follow through more fully on minimum playing time and forfeit minimum sitting time. The motion died for lack of a second.** Councilmember Lacy stated that he sees the lobbying heading toward downing the sitting time. He would like to extend the game time to 1 ½ hours or five innings with a minimum of 3 innings. Mr. Webb stated that this needs to be enforced. **Councilmember Palmer moved to abolish maximum sitting rule with a penalty if this is not followed. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Mayor Pro-Tempore Laws then called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried. It was discussed that a penalty would be decided at a later time.

19. Mr. Chris Webb, City Manager, discussed the following items with Council:

- A. There were no questions on the financial disbursements.
- B. Requested that the Visitors Center Committee be disbanded and responsibilities turned over to the visitors center staff. **Councilmember Lacy moved that the visitors center committee be disbanded and responsibilities turned over to the visitors center staff. Councilmember Palmer seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Mayor Pro-Tempore Laws then called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Slade

constituting all members thereof, Mayor Pro-Tempore Laws declared the motion carried. Mr. Webb was instructed to send letters of appreciation.

- C. Explained that the grand opening for the ballfields will be held on Saturday, June 7 with a free baseball camp for the children. He encouraged Council to attend so as to recognize Baseball Tomorrow and their efforts to fund these fields. A reminder call will be given to all members of council.
- D. Asked for advise and consent to hire meter readers at his and Mr. Black's discretion. Advise and consent was given with a request to that council be advised on who was hired.
- E. Regarding capital projects plan, Mr. Webb recommended that the \$675,000 from HUD be made part of the budget discussion. He further explained that the fire station, golf course and city offices have been removed from the plan.
- F. Explained that next Wednesday, May 21 @ 6:00 p.m. the first budget meeting will be held. He explained that increased charges are proposed on water, sewer and power. This meeting is open to the public, but not open to public input.
- G. Asked for further direction from Council on the golf course. After a short discussion, the direction from Council was to stop wasting time and water and to abandon the course.
- H. Explained that the City is on the agenda for the community impact board on June 5 for application on a fire truck. Would like to have at least one member of Council attend this meeting.

20. Mr. Alex Buxton with Zions bank addressed Council. He explained that the refunding of the natural gas general obligation bonds will save a lot of money and presented the savings statistics. He further explained that this was a no cost refinance to the City. **Councilmember Lacy moved that the City adopt Resolution 2003-5 Consideration of a resolution supplementing a parameters resolution adopted April 9, 2003, authorizing the issuance and sale of \$1,120,000 General Obligation Refunding Bonds, Series 2003 of Blanding City, San Juan County, Utah (The "Issuer"), to refund and retire a portion of the issuer's outstanding General Obligation bonds, series 1994; prescribing the form of bonds; providing the manner of execution and delivery of said bonds; providing for the use of the proceeds thereof and how payment of said bonds will be made; authorizing the taking of all other actions necessary for the consummation of the transactions contemplated by this resolution; and related matters. Councilmember Bayles seconded the motion. Mayor Pro-Tempore Laws repeated the motion and asked for discussion. Mayor Pro-Tempore Laws then called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Slade

21. Mrs. Pam Hosler expressed her disappointment that the City has gone back to square one regarding recreation he throwing out of the maximum sitting rule.

Meeting adjourned at 10:12 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
April 23, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

David Palmer

Dale Slade

City Treasurer: Kate Turk

City Clerk: Patricia Bartlett

City Engineer: Philip Palmer

City Planner: Bret Hosler

Absent:

City Councilmember: Kelly Laws

Others Present: Curtis Palmer, Colette Jourdain, Danny Fleming, Merlin Grover, Doug Harkey, Ben Black, Bret Black, Sam Pugh, Don Smith, Guen Smith, John Brake, Pete Black, Keith Ivins

1. The prayer was offered by Councilmember Slade.
2. The Pledge of Allegiance was recited.

The minutes of the April 9, 2003 meeting were approved with Councilmember Slade showing as absent only and #4 reading "Dr. Gibbons suggestion" and #12 should read "rezoned from an R-1 to "an" R-2."

4. Mrs. Colette Jourdain requested a culinary water hookup at her property which was previously owned by Chloe Shumway and is out of city limits. All costs on this hookup would be the owners responsibility. Staff had no objections. Advise and consent was given by Mayor and Council for Mrs. Jourdain to hookup to culinary water.
5. Mr. Doug Harkey addressed Mayor and Council on behalf of the San Juan Safari Committee. Mr. Harkey requested a contribution of \$5,000 from the City of Blanding. The Safari will be held between September 25 and September 27, 2003. Mr. Harkey explained that all permits have been approved. This is a joint effort between Blanding, Monticello and San Juan County. Mayor Balch stated that the request for the donation would have to go through the budget process, but felt there would be a positive response to the request.
6. Mr. Merlin Grover, President of the Blanding Irrigation Company, addressed Mayor and Council. He stated that their intentions were to run the water for one week to the irrigators and see how much water they use. Mayor Balch stated that the Irrigation Company had the right to do this, but if they used any city water they would have to pay for it.
7. Mr. John Brake asked if the City was aware that a contract had been awarded and that the contractor had changed sub-contractors after the bid was awarded. Mayor Balch stated that this was not illegal as the City had checked with their attorney on the issue.

Mr. Philip Palmer, City Engineer, presented the bids to Mayor and Council for road work on 300 West. **Councilmember Lacy moved to award the bid on 300 West to LeGrande Johnson in the amount of \$76,475 on Schedule I and \$207,090 on Schedule II. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
---------------------------	-------------

Those absent	Councilmember Laws
---------------------	---------------------------

constituting all members thereof, Mayor Balch declared the motion carried.

9. A lengthy discussion ensued regarding 800 South extension. Mayor Balch suggested this be a straight line to 300 West. Mr. Philip Palmer suggested a slight curve to the road. **Councilmember Bayles moved that the 800 South extension be a straight line to 300 West. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he then called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
---------------------------	-------------

Those absent	Councilmember Laws
---------------------	---------------------------

constituting all members thereof, Mayor Balch declared the motion carried.

10. Mayor Balch discussed the letter sent to the College of Eastern Utah regarding the City participation in the health/science building. **Councilmember Slade moved that the City participate in the CEU Health/Science Building in the amount of up to \$250,000 which would be used to develop infrastructure. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he then called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
---------------------------	-------------

Those absent	Councilmember Laws
---------------------	---------------------------

constituting all members thereof, Mayor Balch declared the motion carried.

11. Councilmember Bayles discussed the airport hangar issue. There were three points the airport committee agreed on that need to be addressed. They are as follows:

- A. Contact those on the waiting list to determine they will use the hangar for aviation purposes.
- B. Do we have to advertise the airport meetings? Mayor Balch stated that he did not believe so, but the Utah League of Cities & Towns will be contacted to verify this.
- C. Citizens of the city and county should be given first priority.

Mayor Balch asked that this issue be put on the next agenda for discussion.

12. Councilmember Lacy discussed the following items with Mayor and Council:

- A. Explained that he and Councilmember Laws had attended the Land Use Council and Councilmember Laws was voted as vice chairman of that committee. He explained that they will be logging and reseeded the mountain where the Nizhoni Fire had damaged so much land. He asked that the City write a letter in support of this fire salvage effort. Mayor and Council agreed.
- B. Complimented the improvements that have been made on 200 West.

13. Councilmember Palmer discussed a couple of changes that he and Mr. Singer felt needed to be added to the drafting policy. They feel that the last place team from last year should have first pick no matter how many senior players they have. They would also like to do away with the rule where each player must sit two innings a week. Mayor Balch and others did not agree with the second change. **Councilmember Palmer moved that the drafting policies be amended to state that the last place team from last year should have first pick no matter how many senior players their team has. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Slade
	Councilmember Palmer

Those voting 'NAY'	NONE
--------------------	------

Those absent	Councilmember Laws
--------------	--------------------

constituting all members thereof, Mayor Balch declared the motion carried.

14. Councilmember Slade asked if some headway was being made on the UP&L issue. Mayor Balch stated that there was.

15. Ms. Turk, City Treasurer, discussed the following items with Council:

- A. Asked for questions on the financial disbursements. All were answered to satisfaction.
- B. Asked for direction on the golf course. **Councilmember Lacy moved that the golf course be kept alive by water ½" per week using as much well water as possible. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Lacy
	Councilmember Palmer

Those voting 'NAY'	Councilmember Bayles
	Councilmember Slade

Those absent	Councilmember Laws
--------------	--------------------

Tie-Breaker 'NAY'	Mayor Balch
-------------------	-------------

constituting all members thereof, Mayor Balch declared the motion defeated.

It was decided to water with the well for two more weeks and have staff come back to council with how much it will cost to get the well running more efficiently.

- C. Reminded Mayor and Council to turn in their budget binders.

16. Councilmember Lacy explained that the forest service is putting together a plan for the next 15 years. He felt we may want to write a letter saying we intend to use Allen Canyon and Drywash a little different.

April 23, 2003 - con't

Page 4

Mr. John Brake asked if there was any time line on getting water to his property. Mayor Balch said he would check into this and get back to him.

Meeting adjourned at 9:33 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
April 9, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
David Palmer
City Treasurer: Kate Turk
City Clerk: Patricia Bartlett
City Planner: Bret Hosler
General Services Director: Jeff Black
City Engineer: Philip Palmer
Recreation Director: Spencer Singer

Absent:

City Councilmember: Dale Slade

Others Present: Chip Sharpe, John Brake, Crystal Holt, Deborah Stevenson, Monty Perkins, Clisbee Black, Ron Hochstein, Ken Miyoshi, Pam Hosler, Lawrence Guymon, Gary Black, Neil Joslin

1. The prayer was offered by Councilmember Lacy.
2. The Pledge of Allegiance was recited.
3. The minutes of the March 26, 2003 meeting were approved with #13 being changed to read "under the condition THAT Mr. Philip Palmer approves."
4. Mr. Ron Hochstein with International Uranium addressed the Mayor and Council. Mr. Hochstein talked of Dr. Gibbons' suggestion regarding the processing of spent nuclear fuel rods. Mr. Hochstein explained that they do not intend to pursue this option. He further explained that a proposal has been submitted with Nuclear Fuel Services to Department of Energy to take materials within DOE and reprocess it at NFS facility in conjunction with the White Mesa Mill. Mayor Balch asked Mr. Hochstein about layoffs. Mr. Hochstein explained that the current run of the feed that was on the pad would be a ten month run which started in June of 2002. He is here now to evaluate other opportunities. They do have other materials on site that could be processed and they are looking into this at this time. Mr. Hochstein commended the staff at the mill in that there has been no lost time accidents during this last run. The Atlas project is looking good and could happen between 2005/2006 and would have about 90 employees. The NSF project would average 40 employees. This project could proceed in 2004.
5. Ms. Deborah Stevenson, Edge of the Cedars Park Manager, explained that they would like to donate the cases that are currently on loan to the Visitors Center as well as three others. These cases are valued at approximately \$2,500. She offered thanks on the donation made by the City to help print brochures and offered copies of these chures to the Mayor and Council.

6. Mr. Monty Perkins addressed the Mayor and Council with concerns regarding the youth sports leagues. He asked if at the time the Recreation District is disbanded if there would be another advisory board established to help Mr. Singer with Recreation responsibilities. Mayor Balch felt this was an idea that needed to be considered and asked Mr. Singer to consider it also and come back to them with his feelings. Mr. Perkins volunteered his services to recreation. Mr. Chip Sharpe also offered his services and explained that this advisory board could help bring tournaments in and could represent the recreation at the ball games held in town.

7. Mr. Lawrence Guymon addressed the Council on behalf of the San Juan ATV Safari Committee. He presented the budget figures that had been asked for by Council at the previous meeting. Mr. Guymon explained that the committee would be meeting on Thursday night of this week.

8. Mr. John Brake questioned the Fourth Reservoir Project regarding penalties. Councilmember Lacy explained that there were 20 days downtime due to fissures that we were not aware of. Therefore, penalties would not begin accruing against Western Builders until 20 days after original completion date. Councilmember Laws stated that the major problem is that there is nowhere to put the water once it starts to run off the mountain. He feels that this penalty issue is still open for discussion and does not feel that it has been finalized.

9. Mr. Jeff Black, General Services Director, presented the March 2003 Natural Gas and Water Reports.

Mr. Philip Palmer, City Engineer, presented two contracts for signatures. It was explained that the Tanner contract has already been approved upon Mr. Palmers approval. **Councilmember Bayles moved to authorize Mayor Balch to sign the contract with Armstrong Consultants for airport contract after Mr. Webb has looked it over and made sure all is in order. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Mr. Palmer explained that the price has gone down \$37,000. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

11. Mr. Bret Hosler, City Planner, discussed the following with Mayor and Council:

- A. Explained that UDOT will be at the Planning & Zoning meeting tomorrow night to discuss long range planning on transportation. Mr. Hosler invited Mayor and Council to this meeting.
- B. Explained that Blue Mountain Medical is trying to obtain a clear title on some land included in a master plot and there are some issues. After a lengthy discussion, advise and consent was given to sign a quit claim deed as long as the City attorney has approved this.

12. Councilmember Lacy discussed the following items with Mayor and Council:

- A. **Councilmember Lacy moved that the Old Grayson Inn Bed & Breakfast be rezoned from an R-1 to an R-2. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Mr. Hosler explained that it cannot be rezoned at this time it has to go to public hearing first. Councilmember Lacy then withdrew his motion and Councilmember Laws his second. Councilmember Lacy then moved to send this rezoning application to public hearing. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

- B. After a lengthy discussion regarding the off-street parking changes this item was tabled and will be taken back to Planning & Zoning for further discussion.
- C. Councilmember Bayles explained that he will have suggestions regarding hangar issues at next meeting.

13. Councilmember Laws discussed the following items with Mayor and Council:

- A. Asked Mr. Hosler where we were on the animal map. Mr. Hosler explained that he has checked with the County several times and they do not have the information he needs yet.
- B. Explained that the work on the 4th Reservoir is supposed to begin again tomorrow.
- C. Explained that Mr. Rick Grant had spoken to him regarding the city charging the White Mesa kids more to swim at the pool and for recreation activities in the event White Mesa takes their money from the County direct. He asked that this be discussed further with Mr. Grant, Mr. Webb and Mr. Singer.
- D. Questioned why the dirt at the ballfields has been moved more than once. Mr. Palmer explained that these projects have all been happening at different times and so quickly that it is hard to have everything engineered on each project while the other one is ongoing. Councilmember Lacy asked about the watering of the park on Tuesday, April 8. It was explained that the line of communication with the high school is not being followed and Councilmember Laws stated that this needs to be communicated again to the high school.

14. Councilmember Palmer stated that a decision needs to be made on the drafting policies because baseball and softball leagues will be starting soon. **Councilmember Palmer moved that the drafting policies be approved with the changes discussed earlier. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried. Council

requested a final copy be put in each box.

Ms. Turk, City Treasurer, discussed the following items with Council:

- A. Asked for questions on the financial disbursements. All were answered to satisfaction.
- B. Made Mayor and Council aware that the job announcement for fire chief position has gone out.
- C. Presented the natural gas agreement draft for approval. Mayor Balch asked that Council look at this and Mr. Webb will bring it back to the next meeting for discussion.

16. **Councilmember Laws moved that Resolution 2003-4 Consideration of a resolution authorizing the issuance and sale of not more than \$1,250,000 aggregate principle amount of general obligation refunding bonds, series 2003, of Blanding City, San Juan County, Utah; fixing the maximum aggregate principle amount of the bonds, the maximum number of years over which the bonds may mature, the maximum interest rate which the bonds may bear, and the maximum discount from par at which the bonds may be sold; providing for the publication of a notice of bonds to be issued; providing for the running of a contest period; and related matters be approved. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer

Those voting 'NAY'	NONE
---------------------------	-------------

Those absent	Councilmember Slade
---------------------	----------------------------

constituting all members thereof, Mayor Balch declared the motion carried.

17. **Councilmember Laws moved that Resolution 2003-3 Water Restrictions be approved. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Mayor Balch stated that by passing this resolution the City is making all citizens in town the water police. Councilmember Laws stated that the City must be prudent in the watering of the ballfields. All citizens are asked to cut back and the City should also. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer

Those voting 'NAY'	NONE
---------------------------	-------------

Those absent	Councilmember Slade
---------------------	----------------------------

constituting all members thereof, Mayor Balch declared the motion carried.

18. Mr. Jeff Black asked about the watering of the golf course and the direction that the City would be going with the golf course. It was decided to use well water on the golf course and the 3rd Reservoir Park and to put the golf course on the next agenda to decide the direction the City will go with it.

Mr. John Brake asked when the ballfields would be ready for play and how the playing there now could be kept from interfering with work still ongoing at the park. Mr. Brake stated if he was a contractor he would not be happy if he had to ask people to move their cars and things to get work done. Mr. Palmer stated that the parking lot is on schedule for August.

Mr. Hosler complimented the improvements made on the Recreation District and suggested that the coaches also need to sign a contract of conduct.

21. Mr. Palmer explained that the cemetery received \$20,000 for asphalt from the County Transportation District.

Meeting adjourned at 9:45 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

Blanding City Recreation
Parents Code of Conduct

I hereby pledge to provide positive support, care, and encouragement for my child participating in youth sports by following this parents' Code of Ethics:

I will encourage good sportsmanship by demonstrating positive support for all players, coaches, and officials at every game, practice or other youth sports event.

I will place the emotional and physical well being of my child ahead of my personal desire to win.

I will do my best to make sure that my child is at every practice, and if I'm not sure when it is, it is just as much my responsibility as the Coach's to find out when practice is.

I will insist that my child play in a safe and healthy environment.

~~I will require that my child's coach be trained in the responsibilities of being a youth sports coach and that the coach upholds the Coach's Code of Ethics.~~

I will support coaches and officials working with my child, in order to encourage a positive and enjoyable experience for all.

I will demand a sports environment for my child that is free from drugs, tobacco, and alcohol and will refrain from their use at all youth sports events.

I will remember that the game is for youth - not adults.

I will do my very best to make youth sports fun for my child.

I will ask my child to treat other players, coaches, fans and officials with respect regardless of race, sex, creed, or ability.

I will help my child enjoy the youth sports experience by doing whatever I can, such as being a respectful fan, assisting with coaching, or providing transportation.

I understand that if I don't live up to this Code of Ethics I will be asked to leave the premises/game.

Parent/Guardian

Date

* This signed Code of Conduct is good for a \$5 discount on the next sport that my child participates in.

Proposed Draft Rules for Blanding City Recreation

1. Our goal is to place players on teams as fairly as possible.
2. The Rec Director or a city employee will conduct the draft. Only the head coaches will be allowed at the draft meeting.
4. The order of draft is based on last years order of finish with last place drafting first and first place drafting last.
5. Using the draft order we draft new ~~second year~~ players as needed until each team has the same number of second year players. (as close as is possible)
6. Using the draft order we draft first year players. Players on a team from the previous year, will remain on the same team.
7. Coaches son or daughters must be taken in the ^{2nd} ~~first~~ round.
8. Brothers or sisters must be taken in the third or successive rounds. (Twins, ets.)
9. Teams will be kept as small as is reasonable so that each child will get to play.
10. The only way players can change teams is when we add or decrease the number of teams in a league and are subject to the draft.
11. A coach can not have an assistant coach until after the draft unless the assistant coaches son or daughter is a second year player and is already on the team.
12. If a team loses its head coach, the father of an existing player on that team may opt to become head coach. If there is more than one father interested in the being coach, it will be decided by a lottery draw.
13. Changes or additions to these rules must be approved by the U.B.B.A., the Blanding City Council and Rec. Director.

Proposed draft procedures for Blanding City Rec.

Draft Procedures

* *A player limit for each team will be determined before the draft begins. This number will be determined by the number of NEW players that register.*

1. The Rec Director or a city employee will conduct the draft. Only the head coaches will be allowed at the draft meeting.
2. Tryouts are optional, but MUST be handled through the Rec. Director/ City Approval.
3. Each coach will be issued a list of all players new to the league. The list will include the children's names and grades. *notice will be given to all participants*
4. If league is expanding, all teams will be disbanded, all kids put in pot, and teams redrafted. 2nd year players will be drafted first.
5. If league is such that numbers will not support # of previous year's teams, the teams with the least amount of returning "seniors/players" will be disbanded and redrafted as part of the normal draft.
6. Team(s) finishing on bottom the previous year, will be awarded first pick, second to last place team, second pick and so on.
7. Draft Order will be determined by previous year's teams records.
8. Draft begins with #1 and proceeds in number order as follows: (example - 6 teams)
1 7 13 20 26
2
3
4
5
6 12 19 25 etc.
9. If a team has returning players (seniors), they will not be able to draft *NEW* players until the other teams have been made equal in #'s. Example: (if team A has 5 seniors and teams B and C only have 3 seniors, team A will sit out the first 2 rounds of the draft so that beginning the 3rd round of the draft, all teams will have the same number of players.
10. No team will have an appointed assistant coach until after the draft.

11. Automatics - (In relation to Head Coach ~~Brothers, son, grandson~~)
Brothers, son, grandson will be taken 1st round. If more than one, they will be taken in the 2nd and 3rd rounds as necessary. Player's brothers also fit in this category. (If there are 2 brothers/sisters, that are both new players, and in the same league, they will have to be taken as 2 draft choices. Unless otherwise stated by parent on sign up sheet.

12. Coaches will share any pertinent information about a player they have knowledge of.
13. Each coach will receive a maximum of 5 minutes to make a choice.
14. As each player is drafted, his/her name will be crossed off the list.
15. When all players are drafted, the draft is over.

16. Coaches will receive a computer printout of their team members an pertinent info., and their team's equipment within one week of the draft.
- ✗ Any trade of players, neighbors, cousins, etc. shall be resolved and negotiated before any Coaches leave the draft meeting.
- ✗ Both coaches must agree to the trade. If a trade is arranged, notification must be given to the Rec. Director before the player is notified.
19. *PLEASE CALL ALL PLAYERS ON YOUR TEAM TODAY!!!*

REMEMBER COACHES!: The attitude & Sportsmanlike conduct of your team members is a direct reflection of your attitude & sportsmanship. Please be good teachers and good examples on and off the field.

Proposed rules for player participation in Team Sports

Baseball

1. All players will play a minimum of 2 innings including 1 at bat, as long as they meet the minimum practice attendance standards.)See rule 2. This includes all tournaments and State. All players will sit out two innings out of every 8.
2. If a player misses a practice, the parent or guardian of that player must make contact with the coach, or this will be considered an unexcused absence. 1 *unexcused* absence from practice per week, will result in a loss of minimum playing time rules. The coach will not determine if the absence is legitimate. Just as long as verbal contact is made between parent and coach.
3. All players will be given the opportunity to be in the "Starting Line-up" a minimum of one game each week.

Football

1. All players will be given a minimum of 2 quarters of playing time or the equivalent in a 4 quarter game.
2. If a player misses a practice, the parent or guardian of that player must make contact with the coach, or this will be considered an unexcused absence. 1 *unexcused* absence from practice per week, will result in a loss of minimum playing time rules. The coach will not determine if the absence is legitimate. Just as long as verbal contact is made between parent and coach.(In football, where full contact is involved, it is important that each player attend practice to learn proper hitting techniques to avoid injury.)
3. All players will be given the opportunity to be in the "Starting Line-up" a minimum of one game each week.

Soccer

- * All players will play the time equivalent of one half in a 2 half timed contest.
- * If a player misses a practice, the parent or guardian of that player must make contact with the coach, or this will be considered an unexcused absence. 1 *unexcused* absence from practice per week, will result in a loss of minimum playing time rules. The coach will not determine if the absence is legitimate. Just as long as verbal contact is made between parent and coach

Basketball

1. All players will be given a minimum of 2 quarters of playing time or the equivalent in a 4 quarter game.
2. **If a player misses a practice, the parent or guardian of that player must make contact with the coach, or this will be considered an unexcused absence.** 1 *unexcused* absence from practice per week, will result in a loss of minimum playing time rules. The coach will not determine if the absence is legitimate. Just as long as verbal contact is made between parent and coach. (In football, where full contact is involved, it is important that each player attend practice to learn proper hitting techniques to avoid injury.)

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
March 26, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro-Tempore: Kelly Laws
City Councilmembers: Brian Bayles
David Lacy
David Palmer
Dale Slade
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
General Services Director: Jeff Black

Absent:

Mayor: Calvin Balch

Others Present: Milt Pipkin, Bob Jorgensen, Josh Nielson, Erica Montgomery, Kelby Turk, De LaMar Gibbons, Neil Joslin, Lawrence Guymon, John Brake, Spencer Singer, Danny Fleming

1. The prayer was offered by Ms. Turk.
2. The Pledge of Allegiance was recited.
3. The minutes of the March 12, 2003 meeting were approved as presented.
4. Mr. Josh Nielson with the National Honor Society at San Juan High School requested a donation from the City for the annual Easter Egg Hunt. **Councilmember Lacy moved that the City donate \$250.00 to the National Honor Society for the annual Easter Egg Hunt. Councilmember Palmer seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Laws declared the motion passed.

5. Mayor Pro-Temp Laws excused Mayor Balch as he is out of town on business.
6. Mr. Bob Jorgensen addressed the Council regarding changes that he feels need to be made regarding the airport hangar leases. He stated that he has been trying to rent a hangar at the airport to start a flying school for teenagers, but he has been unsuccessful in doing so due to the fact that the hangars are all rented at this time. Mr. Jorgensen stated that the hangars are not all being used for aeronautical use. After a lengthy discussion, Mayor Pro-Temp Laws asked Councilmember Bayles, who is over the airport, to look into the issue further and come back to Council with recommendations. Mr. Jorgensen suggested an inspection be done to figure a percentage of what portion of the hangars are being used for aeronautical use.

Mr. Lawrence Guymon addressed the Council on behalf of the San Juan ATV Safari Committee. He explained that the event is well on its way regarding planning and development. He explained that San Juan County has committed \$5,000 and Monticello City has committed \$2,500 towards this event. Mr. Guymon asked that the Council commit a portion of money to the event, also. Councilmember Bayles stated that he agreed with this but would like to know what the money would be used for. Councilmember Palmer, who sits on the committee, stated that he would come back to Council with answers to their questions.

8. Dr. Gibbons addressed the Council regarding employment in San Juan County. He suggested that the City begin the process to let the mill process spent nuclear fuel rods.

9. Mr. Milt Pipkin addressed the Council regarding the flooding of his property. He stated that the City installed culvert last fall and since that time his backyard has flooded because the ditch is now closed off. After a short discussion, Mayor Pro-Temp Laws assigned Mr. Jeff Black and Mr. Philip Palmer to look into this issue further and report at next council meeting.

10. Mr. Spencer Singer, Recreation Director, addressed the Council. He presented them with a copy of the yearly calender of events for the recreation department. Councilmember Palmer asked who decides the amount charged for fees. Mr. Webb explained that the fees were set in order to come in at budgeted amounts. Mr. Webb explained that the recreation department is still being subsidized, because the different sports are not all paying for themselves. Mayor Pro-Temp Laws asked where the five budgeted tournaments were. Mr. Singer explained that he has tried a couple of years to have tournaments and there has not been enough interest to warrant holding the tournament. Council asked that Mr. Singer come back to next meeting with drafted policies regarding softball and baseball. **Councilmember Palmer moved that the City approach the County to have the Recreation Board disbanded. Councilmember Slade seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Laws declared the motion passed.

Councilmember Palmer thanked Mr. Singer for the job he is doing and explained that he knows it's not an easy one. A work session was set for 6:00 p.m. April 9, before Council meeting to discuss the policies.

11. Mr. Webb discussed the issue of the golf course with the Council. He explained the golf course is losing \$15,000 a year. Councilmember Bayles suggested turning it into a driving range. It was decided to advertise for public input regarding the golf course before a decision is made.

12. Mr. Singer then requested permission to lock the Walter C. Lyman Park at night. There has been considerable vandalizing going on at the park. Approval was given.

Mr. Jeff Black, General Services Director, explained that the bid opening regarding the concrete work on 300 West and 1200 South was held earlier in the day. He explained that Billy Tanner came in with the lowest bid at \$106,208.50. Mr. Tanner has done work for the City before and Mr. Black recommended accepting this bid.

Councilmember Bayles moved that the City accept the low bid of Billy Tanner of \$106,208.50 for the concrete work on 300 West and 1200 South under the condition that Mr. Philip Palmer approves of it when he returns from vacation. Councilmember Lacy seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Laws declared the motion passed.

14. Mr. Black then explained a sewer problem that has arisen on 300 North between 300 and 400 West. They have tried to put the sewer camera through this area and it will not go through. The estimate received from Bayles Plumbing to repair this block is less than \$5,000. Other proposals were requested, however, there were none received.

Councilmember Lacy moved that the sewer work be done on 300 North between 300 and 400 West and the money will be taken out of sewer capital reserve account. Councilmember Bayles seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was

as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Laws declared the motion passed.

15. Mr. Bret Hosler, City Planner, discussed the following with Mayor and Council:

- A. Explained that a letter from the Planning Commission had been put in their boxes regarding the off-street parking changes they would like considered.
- B. Explained that Dennis Gutke is asking for a rezoning of the Bed and Breakfast. The Planning Commission has recommended this change be made. Mayor Pro-Temp Laws asked that this be put on the next agenda as to allow the Council to look into this further before making a decision.
- C. Reminded Council of the UDOT access management meeting that will be held March 27 at 7:00 p.m. at the Courthouse.
- D. Explained that Planning Commission meetings will now be held on the 2nd and 4th Thursday of each month.

16. Councilmember Bayles explained that where the road was cut on 300 West 200 South for a water leak, that the road has sunk considerably and needs to be repaired. Mr. Black explained that he is waiting for LeGrande Johnson to get here to have hot mix to repair this.

17. Councilmember Lacy explained that the natural gas prices seem like they are going to skyrocket. He stated that the City may have to look at raising rates. Mr. Webb explained that we will know a lot better by budget season.

Mayor Pro-Temp Laws discussed the following items with Council:

- A. Explained that the issue regarding the site triangle needs to be readdressed. Councilmember Lacy explained that the Planning Commission will be addressing this regarding any new construction. Mr. Webb was instructed to have Mr. Halls draft an ordinance to handle this issue.
- B. Began a discussion regarding watering restrictions. He explained that water wise we are as well off as last year and the City needs to consider the same restrictions as last year, but as of right now we would remain with the current policy of no outside watering. Mr. Webb explained that the San Juan School District is giving the City \$15,000 a year to keep the baseball fields playable. Mr. Webb asked for permission to fertilize all six fields and water them so they can be played on this season. Mayor Pro-Temp Laws and Councilmember Lacy did not want to allow this. After some discussion, **Councilmember Slade moved that all six ballfields be allowed to be fertilized and watered a maximum of two times before the next council meeting. Councilmember Bayles seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

Councilmember Lacy

constituting all members thereof, Mayor Pro-Temp Laws declared the motion passed.

Councilmember Slade discussed the issue of the deed on the hospital land. Mr. Kedric Redd donated a strip of property there with the understanding a road would be built there. He suggested that possibly it is time to give Mr. Redd this property back as if the hospital is built there this road will be blocked and a through street will not be possible. Mr. Webb disagreed because the City intended to extend 200 West to the Recreation Complex and stated he has spoken with Mr. Redd and he is fine with the way things are at this time.

20. Councilmember Lacy explained that he voted no on the watering of the ballfields because there are a lot of people in town who would like to start watering. He further stated that there a lot more citizens that don't play baseball that this will not benefit.

21. Mr. Webb explained to Council that Mr. Danny Fleming was awarded the Utah State Operator of the Year Award for an operator who has given more than 10 years of service. Mr. Fleming will have his 20th anniversary with the City this year. Mr. Webb presented Mr. Fleming with a plaque from the Rural Water Association of Utah.

22. Mr. Webb explained that the City has received the Sheila G. Peterson Award of Excellence. This is because of the outstanding project administration on the Community Development Block Grant in the Southeast Region for our curb and gutter project.

Mr. Webb, City Manager, discussed the following items with Council:

- A. Asked for questions on the financial disbursements. All were answered to satisfaction.
- B. Reminded Council of the Rainbow Bridge trip that is sponsored by Lake Powell. This will be on April 26. If any Councilmembers would like to attend they should contact Harold Lyman.
- C. Explained that the City dump truck has died. There is a 1981 International Dump Truck available for sale at this time for \$8,000. **Councilmember Bayles moved that the 1981 International Dump Truck be purchased from Allen Lund Companies, Inc. and it be paid for out of capital reserve monies. Councilmember Slade seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

Councilmember Lacy

constituting all members thereof, Mayor Pro-Temp Laws declared the motion passed.

- D. Explained that the skate park application was denied. Therefore, the skate park will not be built this year and the money budgeted will be used for paving.
- E. Presented the bid tabulations on the pool repairs. Superior Pool Plastering came in with the low bid of \$24,825.00. Mr. Webb explained that the City has received a \$50,000 grant from the County to pay for these repairs. **Councilmember Palmer moved that the bid from Superior Pool Plastering of \$24,825.00 be accepted for the pool repairs. Councilmember Bayles seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

Councilmember Lacy

constituting all members thereof, Mayor Pro-Temp Laws declared the motion passed.

- F. Explained that he had received proposals from Wells Fargo and Zions regarding the refinancing of the general obligation bonds and recommended that the City accept the proposal from Zions since it is a lower interest rate. **Councilmember Lacy moved to accept the proposal from Zions with an interest rate of 3.62% all inclusive costs to refinance the general obligation bonds. Councilmember Slade seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

Councilmember Lacy

constituting all members thereof, Mayor Pro-Temp Laws declared the motion passed.

- G. **Councilmember Lacy moved that Mayor Balch be authorized to enter into the contract for a \$15,000 grant with the Utah State Division of Drinking Water for the geological study. Councilmember Bayles seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

Councilmember Lacy

constituting all members thereof, Mayor Pro-Temp Laws declared the motion passed.

24. Mr. John Brake asked how the work on the 4th Reservoir was coming. Mr. Webb explained that Western Builders should be back on April 1 to start up again. He further explained that they have accrued about \$30,000 in penalties. They have 30 days to get the dam up to the level of where they began. Mr. Webb explained that the penalties may be offset as Western Builders have also filed claims against the City.

25. Mr. Brake stated that regarding the ballfields the Council has come across as the Cities investments are more important than the citizens. It was explained that the City does not want any of the citizens to lose their investments.

26. Mr. Hosler stated that if they are going to redraft the ball teams, this change should start next year to give the coaches more time to prepare.

27. Mayor Pro-Temp Laws explained that the San Juan Transportation District allocated \$20,000 to the Blanding Cemetery District to finish blacktopping the loop on the new portion.

28. **Councilmember Lacy moved that the Council retire to executive session. Councilmember Palmer seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

Councilmember Lacy

constituting all members thereof, Mayor Pro-Temp Laws declared the motion passed.

29. Council retired to executive session at 10:05 p.m.

30. Council returned from executive session at 10:20 p.m.

Meeting adjourned at 10:20 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
March 12, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

David Lacy

Kelly Laws

David Palmer

Dale Slade

City Administrator: Chris Webb

City Treasurer: Kate Turk

City Engineer: Philip Palmer

City Planner: Bret Hosler

Others Present: Katie Shumway, Kim Smith, Kent Hawkins, Gordon Hawkins, Deborah Stevenson, Bob McPherson, Neil Joslin, Tim SueSue, Phil Mueller

1. The prayer was offered by Mr. Bret Hosler.

The Pledge of Allegiance was recited.

3. The minutes of the February 26, 2003 meeting were approved as presented.

4. **Councilmember Lacy moved that the public hearing regarding the CDBG Project Funding open at this time. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion passed. Mayor Balch stated that this hearing is being called to allow citizens to provide input concerning the project that was awarded under the 2003/2004 Community Development Block Grant Program. The City of Blanding has amended its capital investment plan and decided to apply for funds on behalf of the City of Blanding Central Park Improvement Project on 300 South and 1st West. The Mayor explained that the application was successful in the regional rating and ranking process for the City of Blanding Curb & Gutter Construction Project in the amount of \$54,724. The Mayor had Chris Webb, City Manager, explain the project to those in attendance. Mayor Balch then asked for any comments, questions and concerns for the audience. There were no questions, concerns or comments.

Councilmember Laws then moved that the public hearing regarding the CDBG Project Funding close at this time. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
--------------------	------

constituting all members thereof, Mayor Balch declared the motion passed.

6. Mr. Bob McPherson, Dean of the College of Eastern Utah San Juan Campus addressed the Mayor and Council regarding the Health/Science Building Project. As has been discussed in previous meetings of the City Council, Mr. McPherson began a discussion regarding the Cities participation in this project. He reminded Mayor and Council that the college is asking for \$25,000 worth of free utilities per year for 10 years. This is to help with the cash flow situation. Some discussion ensued regarding the City putting in the road and infrastructure that may go towards the building. Councilmember Laws asked Mr. McPherson if the College would come back to the City asking for free hookups at the time of construction. The City Council stated their support of the project and said that they would take the request under advisement and look for ways the City could afford to participate.

Ms. Katie Shumway presented a proposal to the Mayor and Council regarding animal control. She is asking to be able to handle this for the City. Mayor Balch thanked her for her proposal and stated that they would consider it.

8. Ms. Deborah Stevenson, Edge of the Cedars State Park Manager, addressed Mayor and Council. She explained some of the changes that have been made with the remodeling that has been done. She then requested \$1,500 to help in printing of their brochures. **Councilmember Lacy moved that the City grant Edge of the Cedars State Park \$1,500 from economic development funds. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
--------------------	------

constituting all members thereof, Mayor Balch declared the motion passed.

9. Mr. Gordon Hawkins, Fire Chief, addressed Mayor and Council regarding the fire chief position. Mr. Hawkins believes strongly that his replacement should be a full time position and should be chosen from the existing fire department employees. Mayor Balch explained that this is not economically viable. Richfield is three times the size of Blanding and their fire chief is part time. City Council is not considering a full time chief position at this time.

Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:

- A. Made Mayor and Council aware of UDOT Access Management Training Session on March 27 at 7:00 p.m. at the County Courthouse. Monticello City and the County Commission have also been invited.
- B. Explained that he is continuing to work on the animal map. There are some issues that still need to be resolved before a final map can be brought before Mayor and Council.
- C. The Devils Canyon project will be bid in June and the Moab Canyon project in March.

11. Mayor Balch asked Mr. Hosler to get him a copy of the Colorado anti-telemarketing law. He also stated that he has not been successful in finding someone to fill the board of adjustment vacancy.

12. Councilmember Lacy gave an update on the Planning and Zoning Commission. He explained that they are working on what types of vegetation that we can use to let the people of Blanding have a choice of what they plant in the strip between the sidewalk and curb & gutter. They are also looking at the different types of groundwork that can be used.

13. Councilmember Laws discussed the following items with Mayor and Council:

- A. Discussed the issue of the site triangle. He explained that there are at least 15 intersections in town that have a serious site problem. He asked that Council drive the streets and be ready to discuss this issue again at the next meeting.
- B. Commended Mr. Webb and Mr. Fleming on the relationships they have forged all over the state. Explained that these two men are very highly respected and carry a lot of clout. The City of Blanding - Mr. Webb and Mr. Fleming - taught a class at the Rural Water Conference regarding capital projects funding.

14. Councilmember Palmer stated that the ballfields are looking great. He further stated that when the fields are completed they will be some of the nicest fields in the state.

15. Councilmember Slade explained that he had attended UAMPS meetings with Mr. Webb earlier to discuss the Pacificorp contracts. They are making headway and outlined a specific plan of attack.

16. Mr. Webb, City Manager, discussed the following items with Mayor and Council:

- A. There were no questions on the financial disbursements.
- B. Presented the February 2003 Natural Gas and Water Reports.
- C. **Councilmember Laws moved that the City accept the agreement with Canyonlands Natural History Association. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion passed.

- D. Councilmember Laws moved that the City accept the agreement with GeoRama for the geological study. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion passed.

- E. Explained that the White Mesa Ute Council was approached by Mr. Rick Grant as a recreation director who went to the County Commissioners with a letter from Guen Cantsee of the Ute Council asking that the Commission send the recreation money of \$6.24 per person directly to them instead of to the City of Blanding. Mr. Webb explained to Ms. Cantsee that this may result in them having to pay higher fees to the City of Blanding because they do not have the resources to reciprocate with the City as do Monticello and Moab.
- F. Councilmember Laws asked that Mr. Spencer Singer, Recreation Director, come to Council at least quarterly with a report.
- G. Explained that the trade with the Forest Service regarding Dry Wash was denied. They will allow long term use permits to be given. Mr. Webb asked if the Council would like him to continue as facilitator with the Irrigation Company or not. Mayor and Council felt that he should continue in this capacity.
- H. Explained that Mr. Ed Scherick is putting together a public land use council and is requesting a public official from the City of Blanding to be a member of this council. Councilmembers Lacy and Laws both volunteered. Mr. Webb will approach Mr. Scherick and see if they will consider two members of the Blanding City Council.
- I. Explained that he met with the Intermountain Municipal Gas Association and they have come to a proposal that the City would enter into an interlocal agreement with Nephi, Santaquin, Eagle Mountain and possibly Hilldale to purchase natural gas together. Mayor and Council gave authority to Mr. Webb to represent the City vote in this association.
- J. Explained that the Rural Business Opportunity Grant that the City received of \$35,000 is in danger of being lost if the money is not used. A letter was written to USDA asking them to rescope the grant to allow the money to be spent on travel expenses, equipment, legal fees, etc. Mr. Webb feels they will agree to this change. Mr. Webb asked for approval of Council for him to make the decisions regarding the spending of the \$35,000. Approval was given.
- K. Explained that he has been investigating refinancing the natural gas bonds. The City is in a position to save anywhere from \$50,000 to \$115,000 if we refinance. He asked for permission to pursue the negotiations to refinance. Approval was given.
- L. Asked for permission to advertise to hire three part time temporary employees for parks help. Approval was given.

Mr. Phil Mueller addressed the Mayor and Council on behalf of Moab Communications, LLC and Carlsen Communications. It is their desire to put a translator on Abajo Peak. Because of certain Federal Communications Commission restrictions they are not allowed to do so. They are asking that the Council allow them to put the City of Blandings name on the application to the FCC for a new translator. After a short discussion, Mayor and Council gave Mr. Mueller permission to use the Cities name for this application.

18. **Councilmember Lacy moved that Mayor and Council retire to executive session. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion passed.

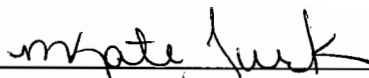
19. Mayor and Council retired to executive session at 10:00 p.m.

20. Mayor and Council returned from executive session at 10:17 p.m.

21. Mr. Neil Joslin explained that he has a real problem with Mr. Muellers previous proposal. He explained that he has never once asked the City of Blanding for money. Mr. Muellers company is in Grand County . If someone locally wants to come up with the money he will compete with them. Mr. Joslin feels like the government should not be involved in this at all. Mayor and Council stated that they would take Mr. Joslins concerns under advisement.

22. Councilmember Laws discussed the issue of City Employees and the driving of the vehicles. He feels that it needs to be passed on to the employees to drive as they are representing the City.

Meeting adjourned at 10:26 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
February 26, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

David Lacy

David Palmer

Dale Slade

City Engineer: Philip Palmer

City Clerk: Patricia Bartlett

General Services Director: Jeff Black

Absent:

City Councilmember: Kelly Laws

City Administrator: Chris Webb

Others Present: Heather Young, Jody Lyman, T.J. Warren, Susan Runyon

1. The prayer was offered by Mr. Philip Palmer.

The Pledge of Allegiance was recited.

3. The minutes of the February 12, 2003 meeting were approved with the following changes:

A. #8, Page 2 - should read "Councilmember Slade moved that" instead of Councilmember Bayles.

B. #9, Page 2 - should read "will stop" instead of "wills top".

4. Mayor Balch talked of Mr. Cleal Bradford's grant proposal for \$4.5 million to build a health and science building south of the arts and conference center on CEU Campus. Mr. Bradford is asking that the City forgive \$25,000 a year for 10 years in utilities towards this project. Mayor Balch is not sure the City can afford this at this time. Councilmember Slade stated that he spoke to Mr. Bob McPherson and Mr. McPherson told him that the County is donating \$500,000 to the project. Mayor Balch stated that the money from the county is our money and therefore the citizens of Blanding would be donating twice. Mayor Balch asked that Council consider this for now and it will be discussed at a later date.

5. Mr. Philip Palmer proposed to the Mayor and Council to have the entire city speed limit be set at 30 m.p.h. Mr. Palmer also stated that there are no stop signs planned for 300 West towards the ball fields because it is a collector street. Councilmember Lacy asked to see a document which shows that signs cause more accidents than they prevent. He would like this from qualified people. Mr. Palmer stated that he would contact Horrocks Engineering and see if they have such a document. Mayor asked Councilmember Lacy if he felt the police are not doing their job and Councilmember Lacy said that he didn't feel they were. Mayor Balch stated that they are patrolling certain areas of concern and they have not found that people are speeding. Councilmember Lacy stated that he wants to be able to say 'east he was pro-active if someone gets hurt or killed. Mayor Balch agreed with Mr. Palmer on the 30 m.p.h. speed

mit.

6. Councilmember Palmer invited Mayor and Council to the Rainbow Bridge Trip which will be on April 26. He asked that people call the visitor center if they want to go.

Councilmember Slade gave an update on the hospital project. He stated that the Ute money is all lined up. The meeting with the general contractor will happen soon, then they will go to HUD for building permits, etc. Councilmember Slade stated that all figures used came from a government report - responding to Monticello's council's threat to get an attorney and sue for fraud. He asked that the City of Blanding send a letter of support to HUD.

8. Councilmember Lacy asked if it would be possible to get a maintainer on the roads and more salt.

9. Mr. Jeff Black stated the 300 West will be graveled this year and asphalted next. 200 West is on top of the list for paving.

10. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. Councilmember Lacy asked about the carpet in the visitor center. He asked if it was budgeted and bid out. He was told that it was budgeted with grant money and there were 3 proposals. Although, under \$5,000 it does not have to be bid out.
- B. Approval was given on the newsletter.

11. Mayor Balch stated that he would give Mr. Gary Guymon some time to complete moving the old building behind the visitors center after it is made clear that it will be moved.

Meeting adjourned at 7:53 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
February 12, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

Kelly Laws

David Palmer

Dale Slade

City Administrator: Chris Webb

City Treasurer: Kate Turk

General Services Director: Jeff Black

City Planner: Bret Hosler

Absent:

City Councilmember: David Lacy

Others Present: Clay Conway, Danny Fleming, Mike Halliday, Lynn Stevens, Craig Halls, Norman Nielson, Joanna Bethea, Debra Stevenson, Preston Palmer, Will Walker, Robert VanReenan, Lyle Bayles, Molly Waters, Ben Everett, Phil Mueller, Jed Lyman, Josh Lyman, Lt. Beck, Michael Lyman, Trevor Palmer, Randy Lameman, Garth Wilson, Ed Larson

The prayer was offered by Mr. Chris Webb.

2. The Pledge of Allegiance was recited.

3. The minutes of the January 22, 2003 meeting were approved as written.

4. Lt. Beck and Staff Sgt. Walker explained that the 1457th Combat Engineers with the National Guard have been deployed and will be leaving Thursday, February 13, 2003. Lt. Beck thanked the community for their support and presented their unit flag to Mayor Balch to hold for them until they return. Mayor Balch thanked them and stated that the City would display this proudly. He also thanked the National Guard for their service and wished them a safe return.

5. Mrs. Joanna Bethea addressed Mayor and Council regarding the fire station parking lot. There were several old vehicle there, but they were taken care of today. Mrs. Bethea also stated a concern for the area just north of there where the transformers are stored. Mayor Balch stated that the City should look into fencing this area for safety concerns. Councilmember Laws asked that an estimate be figured and it could be put in the budget for next year.

6. Mr. Lyle Bayles with the College of Eastern Utah addressed the growing concern regarding the traffic problem at the college. He asked that the campus be posted at 20 m.p.h. Mr. Craig Halls, City Attorney, stated that this does not have to be designated a school zone to be posted 20 m.p.h. Mayor Balch asked that Philip Palmer, Jeff Black and Chief Halliday look into this and install signage where deemed necessary.

Mr. Craig Halls addressed the Mayor and Council on behalf of the Blanding City Beautification Committee. Mr. Halls asked that the city donate \$2,000 to contribute to the construction of a rod iron fence at the cemetery. A discussion ensued regarding the clean-up day. Mayor Balch asked the Committee to help organize this event and contact the City for support. The dates of April 26 and May 3 were set to have the transfer station open for free dumping.

Chief Halliday recommended that Officer Corey Workman be hired to fill the temporary patrolman position vacated when Officer Cochran was deployed. The animal control will come back under the police departments jurisdiction. **Councilmember Slade moved that Corey Workman be hired for the temporary patrolman position at a wage of \$22,800 annually. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

Those absent

Councilmember Lacy

constituting all members thereof, Mayor Balch declared the motion carried.

9. Chief Halliday stated that the National Guard will be leaving at 1:00 p.m. tomorrow, February 13, 2003. They will be escorted by the City Police and will go past the elementary school and up to Main and Center where they will stop for a quick moment and then up past the high school and the middle school.

10. Mayor Balch reported that the State animal control officer contacted him and was extremely pleased to receive the City report. Mayor Balch commended Officer Cal Dean Black on his work regarding this issue.

Mr. Bret Hosler, City Planner, presented the 2002 Annual Building Report. See page 3.

12. Mr. Jeff Black, General Services Director, presented the January 2003 Water and Natural Gas Reports. Questions were answered to Council's satisfaction.

13. Mayor Balch discussed the following items with Mayor and Council:

- A. Explained that Fire Chief Gordon Hawkins has tendered his resignation as of June 30, 2003. A discussion ensued as to whether this position should continue to be part-time or be changed to full-time. The Council felt it should stay a part-time position. The salary will be discussed during budget session.
- B. Presented the names of John Lyman and Joe B. Lyman to fill the seat on the Planning and Zoning Commission vacated by Howard Randall and Clark Grover. All were in favor of these individuals. Mayor Balch thanked Mr. Randall and Mr. Grover for their service. Mr. Webb was instructed to draft letters of thanks and of appointments.

14. Councilmember Bayles explained that he was quite disappointed that more members of the Council did not attend the tailings scoping meeting held at the arts and events center. He stated that it was a good meeting.

Councilmember Laws moved that Resolution 2003-1 Declaring Additional Water Conservation Restrictions be adopted. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

Those absent

Councilmember Lacy

constituting all members thereof, Mayor Balch declared the motion carried.

16. Councilmember Palmer turned the time over to Commissioner Lynn Stevens to discuss the San Juan Safari. Commissioner Stevens explained that he has agreed to chair a meeting that would involve elected officials from Monticello and Blanding on Thursday, February 13 at 7:00 p.m. at the Courthouse to discuss the safari. The County endorses the idea of the safari and the commission feels it ought to be more focused and more led by Chambers of Commerce. But for insurance reasons it needs to be sponsored by an institutional entity. The safari will be held September 25 - 27, 2003.

17. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements, all were answered to Council's satisfaction.
- B. Explained that he will be presenting a funding application to the Division of Drinking Water on February 28, 2003 and asked that at least one elected official be present. Mr. Webb explained that he is asking for \$30,000 in planning money for this project. Councilmember Laws stated that he thought he could be in attendance.
- C. Explained that the certified letters regarding the grandfathered animal rights have all been sent and the 14 day reply time has expired. Councilmember Laws asked when an animal rights map could be put together. Mr. Hosler stated that he would try to have it completed in two weeks, but if not it would be done the first meeting in March.
- D. Explained that three engineers responded to the request for proposal on the tunnel. The bid from Mine Engineers of Wyoming came in at not to exceed \$62,135. Mr. Webb stated that staff recommends the contract be given to this company. Councilmember Laws stated that he agreed with staffs recommendation. Mayor Balch asked if we had to have an engineer and Mr. Webb stated that USDA would like us to. **Councilmember Laws moved that Mine Engineers of Wyoming be granted this contract at the not to exceed \$62,135 for the tunnel project. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

Those absent

Councilmember Lacy

constituting all members thereof, Mayor Balch declared the motion carried.

- E. Explained that the construction of the infields at the baseball complex is in process at this time.
- F. Explained there would be a UAMPS meeting held March 5 in Salt Lake to discuss the UP&L issue.

Councilmember Palmer moved that Resolution 2003-2 Scouting for Food be adopted. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Laws
Councilmember Palmer
Councilmember Slade

Those voting 'NAY'

NONE

Those absent

Councilmember Lacy

constituting all members thereof, Mayor Balch declared the motion carried.

19. Commissioner Stevens made Council aware that Mrs. LouAnn Grover and Mr. Steve Burtenshaw were appointed the Blanding Cemetery District Board.

20. Councilmember Laws moved that Mayor and Council retire to executive session. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Laws
Councilmember Palmer
Councilmember Slade

Those voting 'NAY'

NONE

Those absent

Councilmember Lacy

constituting all members thereof, Mayor Balch declared the motion carried.

21. Mayor and Council retired to executive session at 9:00 p.m.

22. Mayor and Council returned from executive session at 9:22 p.m.

23. A general group discussion was held regarding the transfer of ownership of the irrigation ditch to the City of Blanding. Mr. Webb was instructed to find out what the City of Blandings legal responsibility was with regards to storm drainage.

Meeting adjourned at 9:30 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
January 22, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

David Lacy

David Palmer

Dale Slade

City Administrator: Chris Webb

City Treasurer: Kate Turk

General Services Director: Jeff Black

City Planner: Bret Hosler

Absent:

City Councilmember: Kelly Laws

Others Present: Neil Joslin, John Brake, Lynn Stevens, Kay Johnson, Doug Hunter, Sandra Jarvis

1. The prayer was offered by Councilmember Palmer.
2. The Pledge of Allegiance was recited.
3. The minutes of the January 8, 2003 meeting were approved as written.
4. Mrs. Sandra Jarvis with the Educational Opportunity Center explained to the Mayor and Council what this program was all about. This program is to help in educating people beyond a high school diploma. Those targeted are first-generation college, Native Americans, single parents, etc. This grant is to get them into secondary education and help them apply for college.
5. Mayor Balch explained that there are two seats open on the Planning and Zoning Commission and one open on the Board of Adjustments. Next meeting he would like to have names to fill these openings and asked for Council suggestions.
6. Mayor Balch discussed the possibility of drafting letters to local leaders suggesting a fast be held for water. Councilmember Bayles agreed and stated that the City also needs to look at other options. Mr. Webb explained that he had met with Mr. Clay Conway on two occasions to discuss the Request for Proposal on wells. There were some questions raised.
7. Councilmember Lacy stated that if the DOE decides to cap the tailings in Moab that Congressman Matheson may be someone that we could approach to attach a bill about pulling water from the San Juan River or Colorado River or possibly McPhee Reservoir.

Councilmember Bayles moved that Council open the public hearing regarding the CIB grant proposal for a fire truck. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

9. The public hearing regarding the CIB grant proposal for a fire truck opened at 7:30 p.m. A time limit of 5 minutes was set. Mr. Webb explained that this grant would be to replace the 1959 pumper truck. The City has been saving for some time to match money on this grant. The grant would be for \$245,000. Mr. Lynn Stevens supported this grant. There was no other comment from the public. Councilmember Bayles moved that Council close the public hearing regarding the CIB grant proposal for a fire truck. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried. The public hearing closed at 7:34 p.m.

10. Councilmember Slade explained that he has a well on his place that has a right for 7.5 gallons a minute. It's got a 3 inch pipe to the pump, but has a pretty good sized hole. He stated that his father in law produced 100 gallons a minute out of this well and it could possibly be available for City use.

11. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

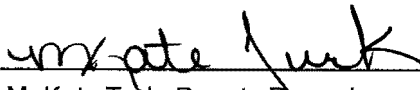
- A. Asked for questions on the financial disbursements, all were answered to Council's satisfaction.
- B. Explained that he has contacted the National Guard regarding the clean-up day. They cannot help on any of the days designated and feel they may be deployed before this time anyway. The College of Eastern Utah may be able to help.
- C. Regarding the Fourth Reservoir Project – The contract is suspended, they are continuing to do some burning. They are demolishing archaeological sites that have been released. Western Builders are not up to date on paying bills. Mr. Wadman stated that all bills should be brought current with the next payment they receive from the City next week.
- D. Explained that there is a meeting on 1/23/03 from 6:00 p.m. to 10:00 p.m. at the Arts and Conference Center regarding the Moab Tailings. Councilmembers Lacy and Bayles and Mayor Balch stated that they would be in attendance. This is the only site of 22 along the Colorado River that has not been moved.

Mr. Bret Hosler, City Planner, explained that he has been talking to UDOT in relation to transportation issues. He has been made aware of a program that is in the development stage regarding access management. Mr. Hosler asked for the Council's blessing to try and set a joint time when the County and the City and others could have UDOT come down and do a presentation. Mr. Hosler was given approval to pursue this issue.

13. Mayor and Council retired to executive session at 7:52 p.m.

14. Mayor and Council returned from executive session at 9:07 p.m.

Meeting adjourned at 9:07 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
January 8, 2003
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

David Lacy

Kelly Laws

David Palmer

Dale Slade

City Administrator: Chris Webb

City Clerk: Patti Bartlett

City Engineer: Philip Palmer

General Services Director: Jeff Black

City Planner: Bret Hosler

Police Chief: Mike Halliday

Others Present: Phil Mueller, John Brake, Lana Latham, Sloan Perkins, Slade Perkins, Mason Latham, Phil Mueller, Lynn Stevens

1. The prayer was offered by Councilmember Bayles.
2. The Pledge of Allegiance was recited.
3. The minutes of the December 11, 2002 meeting were approved as written.
4. Mr. Lynn Stevens, Blanding Centennial Chairman, gave an update on the Centennial Celebration. Mr. Stevens stated the house on the corner of 500 S and Main Street could be burned if the fire department wanted to do so. He further explained that a couple of different pageants have already been written and they are looking into this further. Councilmember Slade thanked Mr. Stevens for his efforts regarding the centennial celebration. Mr. Webb asked Mr. Stevens if the Health District seat openings had been filled. He replied that one has been filled but there are still two openings. Mr. Webb then talked of the seat open on the San Juan Water Conservancy District and thought it a possibility for someone at the City to hold this seat.
5. Mr. Jeff Black, General Services Director, presented the December 2002 Natural Gas and Water Reports.

Mayor Balch began the discussion about the replacement for Officer Steven Cochran who has been deployed to the Middle East with the National Guard. After a lengthy discussion, Councilmember Laws suggested that the City advertise to accept applications for individuals who would like to attend post at their own expense and sponsored by the City. All Council agreed on this issue. Officer Shumway has moved into Officer Cochrans' position for the time being and Officer Black will take over animal control for now.

Councilmember Lacy discussed the option of advertising for someone to identify deep well sites along the fault, which was discussed in an earlier council meeting by Mr. Clay Conway. Mayor Balch asked Mr. Webb to draft a Request for Proposal that he will approve before going to press.

8. Councilmember Lacy asked if the Fourth Reservoir was functional yet. Mr. Webb explained that it was not. It was asked that Mr. Webb give a report on the progress at each council meeting. Councilmember Laws feels that the City is relatively safe. The dam will be completed one way or another. Councilmember Palmer asked how soon to completion once the contractor is back on the job. Mr. Webb explained that it should be about 90 days.

9. Councilmember Laws discussed the animal rights issue. He proposed that letters be sent out to those who have not replied regarding their animal rights, giving them 14 days to respond. All were in favor. Councilmember Laws asked that this be completed by the first meeting in February.

10. Councilmember Palmer reported on the progress of the San Juan Safari. It is now possible for people to sign up for certain trails. There are twenty trails to be used.

11. Councilmember Slade discussed the following items with Mayor and Council:

- A. Explained that Mr. Dennis Cosby can get brine for the City for free at this time. Mr. Webb stated he would contact Mr. Cosby.
- B. Explained that Mr. Kedric Redd had contacted him regarding getting his land back due to the clause that it had not been used for what it was intended. Mr. Webb explained that the land has been improved and the City still intends for the area to become 200 West.

12. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements, all were answered to Council's satisfaction.
- B. Made Council aware of the changes that have been made to the Interlocal Agreement with San Juan County. The County will no longer have the City of Blanding's snow removal as a priority. They must be paid for removing snow from Highway 191. The City can no longer use the County equipment. They also removed the portion regarding building in areas that are considered future streets in the Master Transportation Plan. The utility clause was also removed. **Councilmember Slade moved that the Interlocal Agreement with San Juan County be signed by Mayor Balch and the County be approached regarding the City's concerns. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Reminded Mayor and Council of Congressman Mathesons' visit on January 22, 2003. There will be a reception at the visitor center from 5:00pm - 6:00pm and he will be at the City Office at 4:00pm on that same day to meet with Mayor and Council
- D. Made Mayor and Council aware of an airport grant the City has been given from the Utah Department of Transportation Aeronautical Division for \$231,300. This will be used to relocate the unicom, install a card fueling system, correct the water problem on the tarmac and improve the teacups.

13. **Councilmember Palmer moved to go into executive session. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

14. Mayor and Council retired to executive session at 8:52 p.m.

Mayor and Council returned from executive session at 9:37 p.m.

16. Councilmember Laws asked that a discussion be held with Philip Palmer and Jeff Black regarding installing some speed dips on 300 West.

Meeting adjourned at 9:40 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
December 11, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

David Lacy

Kelly Laws

David Palmer

Dale Slade

City Administrator: Chris Webb

City Clerk: Patti Bartlett

City Engineer: Philip Palmer

General Services Director: Jeff Black

City Planner: Bret Hosler

Others Present: Neil Joslin, Terri Laws, Lynn Stevens

1. The prayer was offered by Mayor Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the November 27, 2002 meeting were approved as written.
4. Mr. Jeff Black, General Services Director, presented the November 2002 Natural Gas and Water Reports. Councilmember Laws asked if we could drain water out of Starvation Reservoir. Mr. Black replied that there are people using that water at this time that use this as their only source. The water is stored for their use.
5. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Explained that the Devils Canyon project is a little behind and that it will begin next fall. The last public hearing to determine choices will be held on Tuesday night. Councilmember Slade asked about preserving the old car that is at Devils Canyon. It was explained that it is believed that car is on private property.
 - B. Explained that building permit activity has been steady. Mayor Balch asked that Mr. Hosler report monthly on building permit activity. He stated that he and the council would like to know who and where permits for new homes and remodeling are pulled. Mr. Hosler reported Vance Adams, Spencer Singer and Everett Berensen as new construction.

6. Mr. Philip Palmer reported the results of the fire station bid opening. Mr. Milan Munson was the successful bidder. **Councilmember Slade moved to accept the low bid of \$7,972.00 and approve the contract with Milan Munson. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Councilmember Palmer asked what would be done about the amount that is over budget. Mr. Webb explained that the Fire Department could be asked to not spend that much elsewhere in their budget or the budget could be opened at the end of the year to allow for the overage. Councilmember Slade feels like Mayor and Council discretionary money ought to be used. Councilmember Bayles stated that he would be in favor of matching the difference with discretionary money. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

Those absent

Councilmember Lacy

constituting all members thereof, Mayor Balch declared the motion carried.

7. Mayor Balch began a discussion regarding Planning and Zoning. He explained that he has been involved in zoning for 12 years. He feels maybe we should do away with planning and zoning. He stated that every time something is debated, neighbors and council side with the property owner. He stated that all rules can be written so there are no laws and rules to follow. No one wants planning and zoning. Councilmember Slade agreed with Mayor Balch. Mayor Balch stated why expect 90% of the people to follow the code, but the other ten can come to council and get what they want. He asked Council to consider this issue.

8. Councilmember Lacy arrived at the meeting at 7:30 p.m.

9. Councilmember Lacy discussed the following items with Mayor and Council:

- A. Explained that the bus garage asked that the lines at the high school be repainted for parking. Mr. Jeff Black stated that new signs have been placed and lines have been repainted. Mayor Balch asked that the lines be repainted again and this could possibly be a boy scout project.
- B. Explained that he has had complaints about the Pioneer Estates road and the dust problem.

10. Councilmember Laws discussed the following items with Mayor and Council:

- A. Explained that the last time he was at the high school there were about 9 violations in parking.
- B. Asked that the animal ordinance have a map. He has tried to get this done for the six years that he's been on Council. He stated that state law requires a map and asked Mr. Hosler to report on its progress after the first of the year. Mr. Webb explained that we do have the information for the map.

11. Councilmember Palmer explained that he would meet again tomorrow regarding the San Juan Safari.

12. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements, all were answered to Council's satisfaction.
 - B. Mayor and Council gave advise and consent on the 2003 Council meeting schedule after changing the November 26 meeting to November 25.
 - C. Mayor and Council gave advise and consent on the 2003 Holiday Schedule.
 - D. Explained that he has received calls from citizens concerned about the closing of the birthing center in Blanding because of a shortage of nursing staff. Commissioner elect Manual Morgan felt the Council should voice their opinion on the closing by letter. Commission elect Lynn Stevens agreed that the Council should express their opinions regarding the closure. After a general group discussion, Mr. Webb was instructed to draft a letter in opposition to the closing of the birthing center.

13. **Councilmember Laws moved to adopt the capital improvement fund ordinance. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer
Councilmember Slade**

Those voting 'NAY'

None

constituting all members thereof, Mayor Balch declared the motion carried.

14. Mr. Lynn Stevens responded to the issue of planning and zoning. He feels that this is an important part of the City. He explained that San Juan County has not complied with state laws regarding zoning and planning. The outgoing assessor is a certified assessor and licensed inspector, as is Greg Adams in the office. San Juan County is the only county that has the building inspection incorporated in the assessors office.

15. **Councilmember Laws moved that Council retire to executive session. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer
Councilmember Slade**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

16. Council retired to executive session at 8:25 p.m.
17. Council returned to executive session at 8:30 p.m.

December 11, 2002 - con't

Page 4

18. Mayor Balch asked for consent to give employees \$50 Christmas gift and \$25 for fire department, planning and zoning and board of adjustments. All were in favor of this.

Meeting adjourned at 8:33 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
November 27, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
David Palmer
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
General Services Director: Jeff Black

Absent:

City Councilmember: Councilmember Slade

Others Present: Preston Palmer, Neil Joslin, John Brake, Shane Bradford, Donna Turk, Ryan Turk

1. The prayer was offered by Councilmember Laws.
2. The Pledge of Allegiance was recited.
3. The minutes of the November 13, 2002 meeting were approved as written.
4. Mr. Preston Palmer addressed Mayor and Council regarding a storage unit that he has purchased and placed on a right of way which he deeded to the city a few years ago. This is at the end of an unimproved road. Mr. Palmer asked that it be able to remain where it is until the time when the city begins to upgrade that road. After some discussion, Mr. Webb was asked to draft an agreement stating that the unit could remain there and must be moved with two weeks notice by the city to Mr. Palmer.
5. A discussion ensued regarding the storage units mentioned earlier. Councilmember Lacy stated that they are becoming more and more prevalent. This is something that planning and zoning needs to look at further. This is an issue about setbacks and square footage regarding building permits.
6. Mr. Jeff Black representing Mr. Kay Walker asked Mayor and Council's permission for Mr. Walker to hook up to City water outside city limits. Approval was given by Mayor and Council.
7. Mayor Balch stated that all of the vehicles in the surplus sale had been sold except for the Volkswagen Jetta. This has a blue book value of \$200.00. Chief Halliday asked that this vehicle be donated to the San Juan County Drug Task Force. Approval was given.
8. Councilmember Laws stated that Western Builders has finally started placing material on the down stream side of the dam at the 4th Reservoir.

9. Councilmember Palmer discussed the following items with Mayor and Council:
- A. Made aware that he had attended a meeting regarding the first annual San Juan Safari. This will be an event hosted by Southeastern Utah Land Users and will be for ATV riders. This will be held tentatively on September 25-27, 2003. There will be 10 trails that will be guided throughout these 3 days.
 - B. Explained that Mr. Travis Black with Utah Department of Employment Security asked him to get support of the Council to have lunch with the local economist on December 4, 2002.
10. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements, all were answered to Council's satisfaction.
 - B. Explained that he had spoken with Mr. Genie Shumway regarding his proposal on the fencing at Starvation and surrounding areas. Mr. Shumway stated that between now and June 30, 2003 he would probably only be able to complete about \$500 worth of the fencing. Mr. Webb explained further that Mr. Shumway wanted Mayor and Council to be aware that this fence was a joint effort between him and the City when it was first built. Mr. Webb suggested that if Council decides to accept Mr. Shumway's proposal that in the future a certain amount be put in the budget for these types of projects. Councilmember Palmer stated that he did not feel this was the City's responsibility and we should not be involved. Councilmember Lacy feels the City should do this at Starvation Reservoir only to protect the water. Mr. Webb asked if there was any further discussion. Hearing none, he stated that this issue would be tabled until Council decided to further address it.
 - C. **Councilmember Lacy moved that a public hearing regarding the parking requirement changes be advertised. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

None

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

11. Councilmember Palmer moved that Council move into a public hearing regarding the capital reserve fund ordinance. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

None

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

12. The public hearing regarding the capital reserve fund ordinance opened at 7:33 p.m. A five minute time limit was set for the public hearing. Mr. Webb explained the need for this ordinance. There was no citizens signed up to speak and no Council discussion. Therefore, Mayor Balch asked for a motion to move out of public hearing. **Councilmember Laws moved that Council move out of public hearing regarding the capital reserve fund ordinance. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

None

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

13. Mr. Webb reminded Council of the Tree-for-All that will be held on Friday, November 29 at 6:00 p.m. at the Arts & Events Center. There will be a fireworks display at this time.

14. Mr. Webb explained that notice had been received of a \$231,000 grant for the airport which the City will receive. This will go towards teacups, the geotech study, the card refueling system and to move the Unicom.

15. Councilmember Lacy asked what had been done regarding the sidewalk at the mortuary. Mr. Jeff Black stated that the contractor told him they would not get to this until spring, so he had not worried about it at this time. Mr. Webb explained that the language in the agreement had been approved by Mr. Halls and that Mr. Don Palmer had signed the agreement with the approved waiver language in it.

16. **Councilmember Laws moved that Council move into a public hearing regarding the community development block grant. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

None

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

17. The public hearing regarding the community development block grant opened at 7:45 p.m. A fifteen minute time limit was set. Mr. Webb explained that the funds available to San Juan County this year amount to \$35,000. Neither the County nor the City of Monticello will be applying for these funds. Mr. Webb explained that he would like to use this money towards refurbishing the area around the swimming pool including the little league field back stop, the tennis courts, the volleyball courts and possibly buy some picnic tables. There was no public comment on this issue.

18. Councilmember Palmer moved that Council move out of public hearing regarding the Community Development Block Grant. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer

Those voting 'NAY'

None

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

19. Councilmember Laws moved that Council move into Executive Session regarding legal matters. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer

Those voting 'NAY'

None

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

20. Council retired to executive session at 8:00 p.m.

21. Council returned from executive session at 8:27 p.m.

22. Councilmember Lacy stated that after further consideration he would like to see the parking requirement changes returned to planning and zoning for further review before being sent to public hearing. Mayor and Council agreed with Councilmember Lacy.

Meeting adjourned at 8:30 p.m.

By


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
November 13, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

David Lacy

Kelly Laws

David Palmer

Dale Slade

City Administrator: Chris Webb

City Treasurer: Kate Turk

City Engineer: Philip Palmer

City Planner: Bret Hosler

Others Present: Randy Pemberton, Joe Lyman, Jim & DeeAnn Bayles, Neil Joslin, Corey Workman, Steve Smith, Todd Moon, Johnny Shumway, Kim Smith, Phil Mueller, John Brake

1. The prayer was offered by Councilmember Slade.
2. The Pledge of Allegiance was recited.
3. The minutes of the October 23, 2002 meeting were approved as written.
4. Mr. Joe Lyman, President-Elect of the Southeastern Utah Land Users requested that Mayor Balch appoint someone from the City to sit on their board. Their next meeting will be held on December 4, 2002. Councilmember Palmer stated that he would be willing to sit on this board. Mr. Lyman asked that the Council write a letter concerning the road closures and express the City's support for the Trail Development Group's proposal. Council agreed this would be done, and assigned Mr. Webb to work with him to draft a letter for the Mayor's signature.
5. Mr. Johnny Shumway discussed the "no parking" signs along Highway 191 across from the Center Street Café. He asked that these be removed and stated that Mr. Krabbe, who owns the property where these signs are located, has no objections to the signs being removed. Mr. Webb stated that this is a state highway and therefore the City has no jurisdiction to remove these signs. All Council was in favor of approaching the Utah Department of Transportation supporting Mr. Shumway's request, and instructed Mr. Webb to contact Dale Stapley to have him come down.
6. Mr. Corey Workman with the Blanding Fire Department presented Councilmembers Bayles and Palmer with certificates for completing the flashover training. Mr. Workman explained that the Firefighter I training has now been completed. The practical portion of the test was passed and they will know about the written next week.

7. Mrs. DeeAnn Bayles addressed the dog problem at her home. A general discussion ensued regarding the animal control issue. Councilmember Lacy stated that he has seen a remarkable increase in dogs running loose and he feels the dog problem needs to be addressed again. Mayor Balch stated that the Police Department is accountable to him and he feels they are doing a great job. Mr. & Mrs. Bayles both stated that the City Police are not responding to their home on dog calls. Mrs. Bayles presented an invoice to Mayor Balch for the animals she has captured and held in her kennels until the police have picked them up. Mr. Webb stated that Mrs. Bayles has no obligation to pick up dogs for the City and when she does so she is not acting for the City, and that any invoices submitted would not be honored. Mayor Balch stated that he will have the police bring a trap to the Bayles' home to be set.

8. Councilmember Laws moved to open the public hearing regarding the UAMPS Integrated Resource Plan. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

The public hearing regarding the UAMPS Integrated Resource Plan opened at 7:47 p.m. Seeing that no one had signed up to speak, a time limit of 5 minutes was set for this hearing. Mr. Webb explained that each year UAMPS is required to pass a resource plan and explained that plan. Councilmember Lacy moved to close the public hearing. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried. Council moved out of public hearing at 7:49 p.m.

10. Councilmember Laws moved to suspend the rules and adopt the Resolution approving the UAMPS Integrated Resource Plan as written. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

11. Councilmember Laws discussed the following items with Mayor and Council:
 - A. Explained that Mr. Genie Shumway had approached him regarding the fencing at Starvation Reservoir. Mr. Shumway proposed that he provide the labor and the city provide the steel posts to repair this fence. This will be approximately 500 to 750 posts at \$2.50 per post. Mayor Balch stated that we need to look at all the fences the City has around the community before making this decision and find the money in the budget. After some discussion, Councilmember Laws stated that he will come up with a cost factor and bring this back.
 - B. Explained that he is concerned with the sidewalk "toecatchers" that are around town. Mr. Don Palmer explained to Councilmember Laws that someone had fallen in front of the mortuary by tripping on a toecatcher. She was not seriously hurt. Mr. Webb explained that after speaking with Dave Church, Attorney for Utah Local Government Trust, he understands that the City does have some liability in this issue. While the City has an option where they can pass on the maintenance, by ordinance, to the citizens, the City's liability will never go away in public rights of way. Councilmember Lacy feels a program needs to be setup to repair Main Street and high traffic areas. After a lengthy discussion, it was agreed to give Mr. Philip Palmer and Mr. Jeff Black some discretion under the current cement program to repair these problem areas and to offer replacement under the participation program for qualifying projects, under the condition that owners would wave liability against the City for damages to the property. Mr. Webb was instructed to get waiver language approved by Craig Halls, City Attorney.
 - C. Asked if there was a policy on what can be planted in the City rights-of-way. Mr. Hosler was given the assignment to have the Planning and Zoning commission come up with something on this issue and bring back to Council.
12. Councilmember Slade discussed the following items with Mayor and Council:
 - A. Stated that KSL carried a short on the Dinosaur Museum. Councilmember Slade further explained that there are great things going on at the Museum.
 - B. Explained that the hospital is still moving along. He was told this week that the tribal council has approved the Montezuma Clinic Group and the final paperwork should go through the attorneys and be done this week. In December they will be going to Washington to meet with HUD.
13. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on the financial disbursements, all were answered to Council's satisfaction.
 - B. Presented the October 2002 Natural Gas and Water Reports. Mr. Webb explained that in October 2001, 52.9 acre feet of water was treated. In October 2002, 26.05 acre feet were treated. The citizens need to be commended for their conservation efforts.
 - C. Explained that the proposed capital improvement fund is being done to satisfy a need suggested by the auditors. It will not be passed tonight, but will be put on the next agenda for public hearing and then adoption.
 - D. Explained that all of the items on the CIB project list except for two are also on the city's capital improvement list.

14. Mrs. DeeAnn Bayles explained that when the Visitors Center was being built, all the weeds and trash were pushed into a pile on the corner and it is still there. Mayor Balch stated that he would get the crew there to clean this up right away.

15. Mr. Phil Mueller explained that the Canyonlands Regional Travel Council has money available for event projects and encouraged the City to apply if we had any need for help with event funding. Mr. Webb asked if the Indian Arts Market would qualify. Mr. Mueller stated that he thought it would.

16. Councilmember Lacy explained that the Blanding Sign north of town is totally covered by weeds. Mr. Webb explained that UDOT is responsible for the maintenance of those rights-of-way.

17. Mr. Jimmy Bayles explained that the little street coming off of Center Street heading towards the visitor center is a hazard. Drivers are not yielding on 200 East before crossing to the Visitor Center.

Meeting adjourned at 9:08 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
October 23, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
David Palmer
Dale Slade
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Planner: Bret Hosler

Absent:

City Councilmember: Kelly Laws

Others Present: Jerry Ray, Kim Hiatt, Christopher Hiatt, Neil Joslin, Phil Mueller, John Brake

1. The prayer was offered by Councilmember Lacy.
2. The Pledge of Allegiance was recited.
3. The minutes of the October 9, 2002 meeting were approved as written.
4. Mr. Bret Hosler, City Planner, presented the proposed changes to the zoning ordinance. These changes include parking requirements for dental and medical clinics. These were presented to Council for their consideration and no action needs to be taken at this time.
5. Mayor Balch addressed the issue of old, unlicensed vehicles on City streets. This issue needs to be dealt with periodically. The police will drive the streets and write down any vehicles they feel are in violation and letters will be sent to these people. If the vehicle is not moved within 48 hours a citation will be issued. All Council agreed this needs to be done.
6. Councilmember Lacy asked if the fertilizer purchased had been bid out. Mr. Black stated that it had not and did not have to be because of the cost. Mayor Balch stated that the ballfields are looking great.
7. Councilmember Slade stated that a geologist friend of his has looked at the well logs on the Drywash well and he is somewhat encouraged. He would like to come to visit with Council when he is in town. Mayor Balch felt like this was a good idea.

8. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on the financial disbursements, all were answered to Council's satisfaction.
 - B. Explained that he had received a visit from Frontier Communications and she stated that all the DSL equipment has been ordered and within 30-60 days it should be available to us.
 - C. Explained that he has identified funds through the HASBRO childrens foundation for playground equipment. Mr. Webb asked for permission to apply for a \$35,000 grant. Advise and consent was given.
9. Mr. Neil Joslin asked what the parking ordinance is on the street between the middle school and the football fields. He feels there is a danger there for the children when people park their vehicles on that road for home football games. Mayor Balch stated that he will talk to Chief Halliday about this.
10. Mr. Philip Palmer, City Engineer stated that 300 West is being constructed and the earth movers are there and heading toward John Brake's.
11. Councilmember Lacy asked how the 4th Reservoir Project is coming. Mr. Webb explained that we are behind schedule. The contractors are working double shifts, but Russ Brown does not think it will be completed on time. The archaeologists are scheduled to be out by Thanksgiving.

Meeting adjourned at 7:32 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
October 9, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro-Temp: Kelly Laws
City Councilmembers: Brian Bayles
David Lacy
David Palmer
Dale Slade
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Engineer: Philip Palmer

Absent:

Mayor: Calvin Balch

Others Present: Lynn Stevens, Phil Mueller, Terri Laws, Neil Joslin, John Brake, John Lyman, Eric Niven

1. The prayer was offered by Kate Turk.
2. The Pledge of Allegiance was recited.
3. The minutes of the September 25, 2002 meeting were approved with the following changes:
 - A. #6 - should state "Mayor Balch thanked Councilmember Laws".
4. Mr. Lynn Stevens addressed Council stating that he would like to give an update of political activities within the County. He explained that after the primary election he vowed to attend all meetings that he could and prepare as much as possible to be ready to take office in January 2003. Mr. Stevens stated that in his efforts to bring some accountability to the County for the use of tax money, he has generated a lot of anxiety for the people of Monticello. He stated that he is very much in favor of health care, including the San Juan Hospital, but he does see a need for further medical services in Blanding. Councilmembers Bayles and Slade thanked Mr. Stevens for what he is trying to accomplish.
5. Mr. Eric Niven addressed Council regarding the supplying of water to residents outside the city limits. He explained that his family is using the water from the well at the visitors center for their water. He suggested that a turn key be put on the water at the shop, so citizens can get water there and not have to pay a minimum charge of \$10 or \$4 per thousand gallons. Mayor Pro-Temp Laws stated that the costs needed to be researched on this issue.

6. Mr. John Lyman addressed Council regarding the skate park. He explained that he supports the Council and Administration's efforts moving towards this project. Mr. Lyman suggested that when the project comes to the drawing stage that the young people of the city who skateboard be invited to have some input. He further stated that it may be possible to use some of these kids for laborers when it comes time to construct the park. Mr. Lyman explained that he felt that Mr. Webb and others have taken hits regarding the ballfields that are unjustified. He feels the ballfields will be an excellent addition to the community. Mr. Lyman also stated that he supports Mr. Stevens in his run for County Commissioner. Councilmember Lacy then stated that he agrees with Mr. Lyman in respect to getting the kids involved in the project. Mr. Webb explained that it was stated in the grant application that this would happen.

7. Mr. Philip Palmer, City Engineer, presented the bids for the 300 West Water and Sewer Improvements. He recommended awarding the bid to Bayles Plumbing who was the low bidder at \$87,780.00. Mr. Webb explained that this amount was over the budgeted amount, but due to other situations in not receiving grants, etc., that there would be match money from other projects that can be used towards this project. **Councilmember Lacy moved that the bid for the 300 West to 1200 South Water and Sewer Improvements be awarded to Bayles Plumbing in the amount of \$87,780.00. Councilmember Bayles seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.

8. Mr. Jeff Black, General Services Director, presented the September 2002 Water and Natural Gas Reports. Councilmember Lacy asked if there was 40 acres of water in Starvation Reservoir. Mr. Black stated that is what the elevations are showing. He explained that Mr. Ferd Johnson with the San Juan Water Conservancy District was contacted today and the City has 100 acre feet in Recapture as of today, which we will begin pumping on Tuesday.

9. Mayor Pro-Temp Laws explained that Mr. Webb had met with the Irrigation Company and discussed the issue of them not using their pass through rights. They agreed that until the 200 acre feet that they owe the City is paid back, they will not use these rights. Mayor Pro-Temp Laws thanked the Irrigation Company and Water Conservancy District for working with the City on this issue and others.

10. Councilmember Palmer explained that Western Builders, Inc., the contractors on the 4th Reservoir Project, contacted him and are somewhat concerned regarding the deer hunting that will be happening around the area where they are working. They are working 24 hours a day and are concerned about safety. Mayor Pro-Temp Laws stated that if they wanted to post a "no hunting" sign that would be fine, but they must also abide by the no hunting.

11. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements, there were none.
 - B. Addressed the issue of Mr. Kay Johnson, the City's UAMPS representative, and the extra time that he is putting in for the City in monitoring the power situation. Mr. Webb recommended that his salary be raised from \$500/month to \$1,000/month. **Councilmember Slade moved that Mr. Kay Johnson's salary be raised from \$500 a month to \$1,000 a month. Councilmember Lacy seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Councilmember Slade

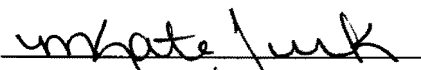
Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.

- C. Explained that there will be a VIP walk through of the tunnel on October 17 at 8:00 a.m. There will be four representatives of the Bureau of Reclamation and two representatives of the USDA attending. Councilmembers Palmer, Lacy and Slade stated that they would like to attend. Mr. Stevens also asked to be included in this walk through.

Meeting adjourned at 7:50 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
SEPTEMBER 25, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

David Lacy

Kelly Laws

David Palmer

Dale Slade

City Clerk: Patti Bartlett

General Services Director: Jeff Black

Absent:

Councilmember: Dale Slade

Others Present: Harold and Arlene Lyman, Richard Guymon, Ray Palmer

1. The prayer was offered by Chris Webb.
2. The Pledge of Allegiance was recited.
3. The minutes of the September 11, 2002 meeting were approved with the following changes:
 - A. #12 - should state "Mayor Pro-Temp Laws" instead of "Mayor Balch".
4. Mr. Harold Lyman addressed Mayor and Council regarding the Visitors Center. He expressed thanks to the City Administrator and Staff for their support of the visitors center. Mr. Lyman further explained that by the end of September they will have over 3,500 visitors registered for the month. Sales are increasing quite a bit and donations are coming in regularly. Mr. Lyman explained that the staff working at the visitors center is excellent. The discussion regarding opening on Sunday began and Mr. Lyman stated that he feels being closed on that one day is overshadowing the good that is done the other six days of the week. **Councilmember Palmer moved to have Mr. Lyman get with Mr. Webb about keeping open on Sunday. The motion died for lack of a second.** Mr. Richard Guymon then talked about the responsibility he feels the City has to the business owners of the area to keep the center open on Sunday.
5. Mr. Webb went over the bids for the earthwork on 300 West 800 South. Low bid was Brown Brothers Construction. **Councilmember Laws moved to award the contract for the 300 West earthwork to Brown Brothers for \$55,005.00. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

6. Mayor Balch thanked Councilmember Laws for being in charge the last two weeks while he was away.

7. Councilmember Laws reported that the Dry Wash Well project has not come in as hoped. The well is dry. Mr. Jeff Black asked if the road can now be reclaimed. Councilmember Laws stated that he felt it could because there is no further funding. Councilmembers Bayles, Palmer and Laws felt that it may be a good possibility to look at Mr. Clay Conways concept further.

8. Councilmember Laws asked that the newsletter be changed in that he felt that the agreement had not been finalized regarding the water conservancy district and irrigation company. This change was made.

9. Councilmember Palmer again requested that Council consider opening the Visitor Center on Sunday. Councilmember Lacy asked if people could be directed to the Edge of the Cedars on Sunday. Councilmember Bayles stated that the Edge of the Cedars Museum have contacted him wishing the Visitors Center could stay closed on Sunday. Mayor Balch is against staying open on Sunday.

10. Councilmember Palmer explained that he and Councilmember Bayles attended the flashover training with the fire department and it was amazing. He gained a renewed respect for the volunteer fire department. He also stated that it was great to have the people from the Joint Highway Committee meeting here. They filled up the hotels and restaurants and most of them have never been to Blanding. They really enjoyed our City.

11. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

A. Asked for questions on the financial disbursements, there were none.

B. Presented the FYE 602 Annual Audit. **Councilmember Lacy moved that the FYE 602 Annual Audit be accepted. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting those members thereof, Mayor Balch declared the motion carried.

C. Explained that after researching the amount of money needed to repair the mountain line from the fire, this amount came out to be approximately \$3,300. Mr. Webb feels that we should not proceed any further with this grant. Approval was given to not pursue this.

- D. Explained that the City has been invited to amend the Recreation Facility Grant and ask for \$100,000 more in grant. The City will have to match any extra monies granted. We received \$50,000 from USDA, but this cannot be used as match money. The City will have to put in \$42,500 more in to the project to receive \$117,000 more in grant. **Councilmember Lacy moved that the City proceed with the amendment to the grant. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

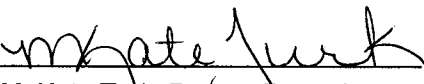
Councilmember Slade

constituting those members thereof, Mayor Balch declared the motion carried.

- E. Explained that the City received a grant for the Fire Department \$16,813 for a slip-on unit which is a pump and water tank.
- F. Explained that the Forest Service has granted the City \$1,000 for tree planting.
- G. Explained that the grant application for sewer project funding for Pioneer Estates and Palmer hill was declined. This was declined because the City should be able to raise sewer rates to cover these expenses. Our rates should be at 1.4% of medium adjusted gross income. The City is right at 1%. Council decided to leave this as is at this time.
- H. After some discussion, Councilmember Laws suggested that the weed ordinance be left alone. This item was tabled for the time being.
- I. Councilmember Lacy asked about the watering of the baseball park. Mr. Webb asked that Council approve for the baseball fields and football field to be watered after October 1. Approval was given.

12. Richard Guymon suggested the City could propose an ordinance regarding no skateboarding on the sidewalks in front of businesses if there is not one in place at this time. He spoke further in favor of opening the visitors center on Sunday. Council instructed him to look for volunteers who may be willing to work at the center on Sunday.

Meeting adjourned at 9:21 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
SEPTEMBER 11, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor Pro-Temp: Kelly Laws
City Councilmembers: Brian Bayles
David Lacy
David Palmer
Dale Slade
City Treasurer: Kate Turk
City Clerk: Patti Bartlett

Absent:

Mayor: Calvin Balch
City Administrator: Chris Webb

Others Present: Danny Fleming, Neil Joslin, Corey Workman, Craig Stanley, Phil Mueller, Ray Palmer, John Brake

1. The prayer was offered by Councilmember Bayles.
2. The Pledge of Allegiance was recited.
3. Mayor Pro-Temp Laws asked all to observe a moment of silence in respect to those who perished and served on September 11, 2001. He also thanked all of the City of Blandings uniformed individuals.
4. The minutes of the August 28, 2002 meeting were approved with the following changes:
 - A. #3a - all city properties, not just ballfields will be expected to die first.
 - B. #7 - the Council "will" take it under advisement.
5. Mr. Craig Stanley and Mr. Corey Workman with the Blanding City Volunteer Fire Department invited Mayor and Council to attend "flashover" training which will be held on September 19, 2002. They further explained the firefighter I course has been an excellent program.
6. Mr. Danny Fleming, City Water Superintendent, discussed the following items with Mayor and Council:
 - A. Presented the 8/02 Water and Natural Gas Reports.
 - B. Explained that the drill rig is in place at DryWash and drilling should start shortly.
 - C. Requested approval from Council to secure funds for repair of line from the tunnel. Advise and consent was given on this issue.
 - D. Councilmember Laws stated that there is a meeting being held on 9/18 with the Conservancy District.

7. Mayor Pro-Temp Laws requested Council give Mr. Webb approval to further research the possibility of a local access channel. Approval was given.

8. Councilmember Lacy explained that he and Mr. Webb are monitoring gas prices very closely, but have not locked in yet.

9. Councilmember Palmer requested that Council consider opening the Visitor Center on Sunday for a limited amount of hours. Councilmember Slade and Bayles were against doing this. It was decided to have Mr. Lyman check with his staff and see who would be willing to work Sundays and then a decision can be made.

10. Councilmember Slade stated that someone regarding the private hospital should be coming to council in the next month or so to make a presentation. He also commented on how the bond item had been scratched on the County Commission agenda because Blanding was represented 3 to 1.

11. Kate Turk, City Treasurer, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements, there were none.
- B. Explained that Mr. Craig Halls had looked over the weed ordinance and his opinion was that it appears to be legal, but it has not been challenged as yet. Mayor Pro-Temp Laws stated that a and b were alright, but there needs to be more about the enforcement portion of this ordinance.
- C. Reminded Council of the Joint Highway Committee Meeting that will be held on Friday, September 13 @ 8:00 am at the Arts and Conference Center.

12. Councilmember Lacy moved that the City adopt Resolution 2002-19, Additional Emergency Water Conservation Restrictions. Councilmember Palmer seconded the motion. Mayor Pro-Temp Laws repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Laws declared the motion carried.

13. Mr. John Brake asked about the liner for starvation. He was informed that the money was not yet available.

14. Mr. Ray Palmer asked about the watering of shrubs and trees. He was informed that it will be allowed once a week.

15. Mr. Paul MacDonald asked about the time frame on 300 West Project. He was informed that they are working hard to have it at least passable through the winter.

Meeting adjourned at 8:20 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
AUGUST 28, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
David Palmer
Dale Slade
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
City Planner: Bret Hosler
General Services Director: Jeff Black

Others Present: Terri Laws, Curtis Palmer, LeeAnn Parker, Kim Hiatt, Lynn Stevens, Shane Baggs, Craig Swenson, Randall Pemberton, John Brake, Phil Mueller, Dan Ryan, Spencer Singer, Allison Singer, Chaz Black

1. The prayer was offered by Councilmember Palmer.
2. The Pledge of Allegiance was recited.
3. The minutes of the August 14, 2002 meeting were approved with the following changes:
 - A. Councilmember Laws asked that 9b reflect that he stated that all city property lawns will be expected to die before the citizens lawns will.
4. Mr. Shane Baggs, Director of Operations for Precis Communications, addressed Mayor and Council. Mr. Baggs explained that an uplink facility has been built in Salt Lake City allowing them to get satellite uplink to rural communities. This is the major reason for the 33% increase in charges. Mr. Baggs stated that the amount charged in the City of Blanding is very similar to other rural communities. Mr. Dan Ryan, also with Precis, stated that they are hoping to be able to offer high speed internet access within the next six months.
5. Mr. Curtis Palmer addressed Mayor and Council regarding a new product for lawns. Mr. Palmer stated that he will be holding an open house on September 14 regarding this product. The name of the product is APSO-80 Concentrate. This product is supposed to increase water penetration.

6. Mrs. LeeAnn Parker with the Blanding Elementary School PTA addressed Mayor and Council. She explained the purpose for the PTA in being advocates for children. Mrs. Parker explained that they would like to hold a history bowl for the 4th and 5th graders and would like to have the winning team be able to hang out with the Mayor for a day. Mrs. Kim Hiatt, also with the PTA, read a proclamation from Governor Leavitt establishing September as PTA Membership Enrollment Month in the State of Utah. She asked that the City of Blanding also establish this proclamation. **Councilmember Laws moved that the City proclaim September as PTA Membership Enrollment Month. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

7. Mr. Kay Johnson gave an update on the electrical market and our ability to buy and sell power through UAMPS. It is taking about 14 hours a week to monitor the power exchange market and showed Council that it was paying off. If Council wants Mr. Johnson to continue, it will take an increase in pay for him. Mr. Webb recommended paying him \$1,000 a month. This was acceptable to Mr. Johnson. Council will take it under advisement.

8. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:

A. Presented the bid results for the 1600 South Street Improvement. Sondereggers bid \$17,932.50. Crowley Construction bid \$35,713.50. Presented the bid results for the curb & gutter improvements on 1600 South. Sondereggers bid \$21,220, Two Jacks of Trades bid \$21,660 and Yoakam Construction bid \$20,101.50. **Councilmember Slade moved that the City accept Sonderegge bid of \$17,932.50 for 1600 South Street Improvements and Yoakam Construction's bid of \$20,101.50 for curb & gutter improvements on 1600 South. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

9. Mr. Bret Hosler, City Planner, updated Mayor and Council on the Highway Projects. Ken Manwill is the new UDOT manager for our area.

10. Mr. Spencer Singer, Recreation Director, asked for permission to move forward with sponsoring Little League Football. He explained that the first year will be quite expensive due to the purchasing of equipment. He further stated that he has raised \$3,500 in donations so far. The children will be asked to pay a \$75 participation fee. Mayor and Council gave Mr. Singer the go ahead on this issue, if it did not cost the City any additional money.

11. Councilmember Lacy discussed the following items with Mayor and Council:
- A. Explained that he felt a letter should be sent to the Youth Detention Center thanking them for the community service they give in cleaning up the streets and other areas.
 - B. Asked what has happened to the speed trailer and stated he feels the streets need to be better patrolled, especially at lunch time for the high school.
 - C. Complimented Mike Dayzie for getting some street sweeping done.
12. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements, there were none.
 - B. **Councilmember Palmer moved that the City accept Yoakam Constructions bid for \$125,000 for the completion of the restroom/concession building at the fourplex. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Balch declared the motion carried.
 - C. Explained that the Mayor had approved the newsletter before it was sent out, but asked Council if they had any concerns. There were none.
 - D. Reminded all of the groundbreaking ceremony for the Youth Detention Facility, August 30, 9:00 a.m.
 - E. Councilmember Lacy asked how much water was left in Recapture. Mr. Black explained there is about 200 acre feet left and 4 acre feet a day are being pumped. Mr. Webb explained that before the end of the year we will be into the conservation pool. He also proposed a mandatory date on which lawn and garden watering will be totally restricted. More research will be done on this issue.
 - F. Explained that six interviews had been held out of 10 applicants for the patrolman/animal control officer position. The hiring committee consisted of Mr. Webb, Al Young, Cal Dean Black and Ken Adair. The recommendation of the committee is to hire Darrin Shumway at \$23,000/year. Councilmember Lacy stated that he would like to see Mr. Shumway receive the same pay as Officer Watkins is getting at this time. Mr. Webb explained that Officer Watkins wages are at \$24,400/year and that is outside what the job was advertised for. **Councilmember Lacy moved that the City hire Darrin Shumway at \$24,000/year for the patrolman/animal control officer position. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Balch declared the motion carried.

13. Councilmember Laws moved that the City adopt Resolution 2002-15, Accepting Community Facility Grant. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
--------------------	------

constituting all members thereof, Mayor Balch declared the motion carried.

14. Councilmember Lacy moved that the City adopt Resolution 2002-16, Accepting \$800,000 Tunnel Grant from USDA. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
--------------------	------

constituting all members thereof, Mayor Balch declared the motion carried.

15. Councilmember Laws moved that the City adopt Resolution 2002-17, Support of the U.S. Bureau of Reclamation Projects. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
--------------------	------


constituting all members thereof, Mayor Balch declared the motion carried.

16. Mr. Lynn Stevens asked how much Mr. Shumway was making with the Sheriff's Office. Mr. Webb was not sure. Mr. Stevens is concerned about the County losing their officers.

17. Mr. Stevens also stated there is obvious concern on animal issues and asked if there is really 4 hours a shift worthy of animal control. Councilmember Laws stated that there is not always, but if you turn them loose to be a total officer there is no response to animal control.

18. Mr. Neil Joslin stated that he has concerns about some of the expectations of the officers. Blanding is growing and there are only two officers on at any given time. They cannot be everywhere at once. Councilmember Lacy stated that with school starting, their presence needs to be known at certain times of the day. Councilmember Bayles stated that they are not around nearly enough. Mr. Joslin stated that maybe the City needs to adjust its budget and hire more officers. Councilmember Laws stated that there are good men on the City's force, but feels there are some problems that need to be addressed.

Meeting adjourned at 9:10 p.m.

By 
M. Kate Turk, Deputy Recorder

LOAN RESOLUTION

(Public Bodies)

City of Blanding 2002-15

City Council

RESOLUTION OF THE

OF THE

Blanding City

AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS

To construct a restroom facility

FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE.

WHEREAS, it is necessary for the

Blanding City

(Public Body)

(herein after called Association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of

-0-

pursuant to the provisions of Title 10; Chapters 7,8 &14, Title 11, UCA, 1953, as amended ; and

WHEREAS, the Association intends to obtain assistance from the United States Department of Agriculture, (Herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and the purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the Association:

NOW THEREFORE, in consideration of the premises the Association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds containing such items and in such forms as are required by State statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the Association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U.S.C. 1983(c)).
3. To provide for, execute, and comply with Form RD 400-4, "Assurance Agreement," and Form RD 400-1, "Equal Opportunity Agreement," including an "Equal Opportunity Clause," which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$10,000.
To indemnify the Government for any payments made or losses suffered by the Government on behalf of the Association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legal permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the Association (payable from the source of funds pledged to pay the bonds or any other legally permissible source), incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.
6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, or permit others to do so, without the prior written consent of the Government.
7. Not to defease the bonds, or to borrow money, enter into any contractor agreement, or otherwise incur any liabilities for any purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.
9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. Revenue accumulated over and above that needed to pay operating and maintenance, debt service and reserves may only be retained or used to make prepayments on the loan. Revenue cannot be used to pay any expenses which are not directly incurred for the facility financed by USDA. No free service or use of the facility will be permitted.

11. To acquire and maintain such insurance and fidelity bond coverage as may be required by the Government,
12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof as required by the Government, to provide the Government a copy of each such audit without its request, and to forward to the Government such additional information and reports as it may from time to time require.
13. To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the Association is complying with the provisions hereof and of the instruments incident to the making or insuring of the loan.
14. That if the Government requires that a reserve account be established and maintained, disbursements from that account may be used when necessary for payments due on the bond if sufficient funds are not otherwise available. With the prior written approval of the Government, funds may be withdrawn for:
 - (a) Paying the cost of repairing or replacing any damage to the facility caused by catastrophe.
 - (b) Repairing or replacing short lived assets,
 - (c) Making extensions or improvements to the facility.Any time funds are disbursed from the reserve account, additional deposits will be required until the reserve account has reached the required funded level,
15. To provide adequate service to all persons within the service area who can feasibly and legally be served and to obtain USDA's concurrence prior to refusing new or adequate services to such persons. Upon failure to provide services which are feasible and legal, such person shall have a direct right of action against the Association or public body.
16. To comply with the measures identified in the Government's environmental impact analysis for this facility for the purpose of avoiding or reducing the adverse environmental impacts of the facility's construction or operation.
17. To accept a grant in an amount not to exceed \$ 50,000.00

under the terms offered by the Government; that the Mayor

and Recorder of the Association are hereby authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such grant; and to operate the facility under the terms offered in said grant agreement(s).

The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instrument, shall be binding upon the Association as long as the bonds are held or insured by the Government or assignee. The provisions of sections 6 through 17 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling between the Association and the Government or assignee

The vote was: Yeas 5 Nays 0 Absent 0

IN WITNESS WHEREOF, the City Council of the

Blanding City has duly adopted this resolution and caused it

to be executed by the officers below in duplicate on this 28th day of August

Blanding City

By

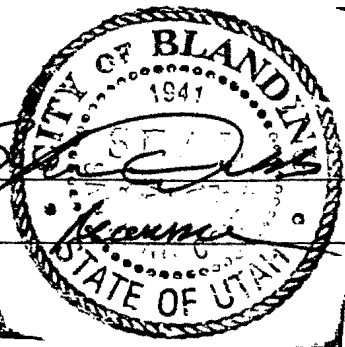
Calvin Balch, Mayor

Title

(SEAL)

Attest:

Title



CERTIFICATION TO BE EXECUTED AT LOAN CLOSING

I, the undersigned, as treasurer of the City of Blanding

hereby certify that the City Council of such Association is composed of

5 members, of whom 5 constituting a quorum, were present at a meeting thereof duly called and held on the 28th day of August; and that the foregoing resolution was adopted at such meeting

by the vote shown above, I further certify that as of _____, the date of closing of the loan from the United States Department of Agriculture, said resolution remains in effect and has not been rescinded or amended in any way.

Dated, this _____ day of _____

Title _____

LOAN RESOLUTION

(Public Bodies)

City of Blanding 2002-16

City Council

A RESOLUTION OF THE

OF

City of Blanding

AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS **Blue Mountain Culinary Water Tunnel Rehabilitation Project**

FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO

WHEREAS, it is necessary for the

City of Blanding

(Public Body)

herein after called Association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of

-0-

pursuant to the provisions of

Chapters 7 & 8, Title 10 and Chapter 14, Title 11

; and

WHEREAS, the Association intends to obtain assistance from the United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and the purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the Association:

NOW THEREFORE, in consideration of the premises the Association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds containing such items and in such forms as are required by State statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the Association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U.S.C. 1983(c)).
3. To provide for, execute, and comply with Form RD 400-4, "Assurance Agreement," and Form RD 400-1, "Equal Opportunity Agreement," including an "Equal Opportunity Clause," which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$10,000.
4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the Association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legally permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the Association (payable from the source of funds pledged to pay the bonds or any other legally permissible source), incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.
6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, or permit others to do so, without the prior written consent of the Government.
7. Not to defease the bonds, or to borrow money, enter into any contractor agreement, or otherwise incur any liabilities for any purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.
9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. Revenue accumulated over and above that needed to pay operating and maintenance, debt service and reserves may only be retained or used to make prepayments on the loan. Revenue cannot be used to pay any expenses which are not directly incurred for the facility financed by USDA. No free service or use of the facility will be permitted.

11. To acquire and maintain such insurance and fidelity bond coverage as may be required by the Government.
12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof as required by the Government, to provide the Government a copy of each such audit without its request, and to forward to the Government such additional information and reports as it may from time to time require.
To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the Association is complying with the provisions hereof and of the instruments incident to the making or insuring of the loan.
14. That if the Government requires that a reserve account be established, disbursements from that account(s) may be used when necessary for payments due on the bond if sufficient funds are not otherwise available and prior approval of the government is obtained. Also, with the prior written approval of the Government, funds may be withdrawn and used for such things as emergency maintenance, extensions to facilities, and replacement of short lived assets.
15. To provide adequate service to all persons within the service area who can feasibly and legally be served and to obtain USDA's concurrence prior to refusing new or adequate services to such persons. Upon failure to provide services which are feasible and legal, such person shall have a direct right of action against the Association or public body.
16. To comply with the measures identified in the Government's environmental impact analysis for this facility for the purpose of avoiding or reducing the adverse environmental impacts of the facility's construction or operation.
17. To accept a grant in an amount not to exceed \$800,000.00

under the terms offered by the Government; that Mayor

and Mayor of the Association are hereby authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such grant; and to operate the facility under the terms offered in said grant agreement(s).

The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instrument, shall be binding upon the Association as long as the bonds are held or insured by the Government or assignee. The provisions of sections 6 through 17 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling between the Association and the Government or assignee.

Yeas 5 Nays 0 Absent 0

IN WITNESS WHEREOF, the City Council of the

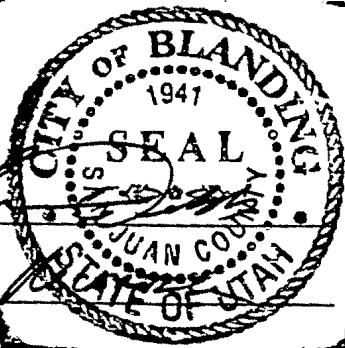
City of Blanding has duly adopted this resolution and caused it

to be executed by the officers below in duplicate on this 28th day of August

(SEAL)

Attest:

Title



City of Blanding

By

Calvin Balch

Title

Mayor

CERTIFICATION TO BE EXECUTED AT LOAN CLOSING

I, undersigned, as _____ of the Blanding City

hereby certify that the City Council of such Association is composed of:

_____ members, of whom, _____ constituting a quorum, were present at a meeting thereof duly called and

held on the _____ day of _____ ; and that the foregoing resolution was adopted at such meeting

by the vote shown above, I further certify that as of _____, the date of closing of the loan from the United States Department of Agriculture, said resolution remains in effect and has not been rescinded or amended in any way.

Dated, this _____ day of _____

Title _____



CITY OF BLANDING

"Base Camp to Adventure"

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

**City of Blanding
Resolution 2002 - 17**

Support of the U.S. Bureau of Reclamation Projects

The Southwestern United States is currently suffering from the fourth-consecutive year of below normal precipitation. This is especially true for the State of Utah, where water supplies are the lowest in the last twenty-five years, and in some cases over 65 years.

As cities and other suppliers struggle to meet the water needs of users, much of the present supply is met by the storage, conveyance and delivery of water from projects developed by the U.S. Bureau of Reclamation.

Without Bureau of Reclamation projects during this drought, residents, agricultural enterprises and industrial users simply would not have water.

The Bureau of Reclamation is currently celebrating its centennial year of building federal multi-purpose development projects that provide agricultural, and municipal and industrial water to about one-third of the populations of the West.

Many Bureau of Reclamation projects also generate hydroelectric power which is available to municipalities and other users. Bureau hydropower is a clean, efficient renewable resource and is a wise and prudent use of water resources.

In recent years, a number of organizations and individuals have criticized the Bureau of Reclamation and its projects as being unnecessary and wasteful. These critics have even urged and supported the removal of dams that provide the means of supplying water resources now so critical in drought conditions. Removal of these facilities would certainly impact the quality of life of all people living in Utah.

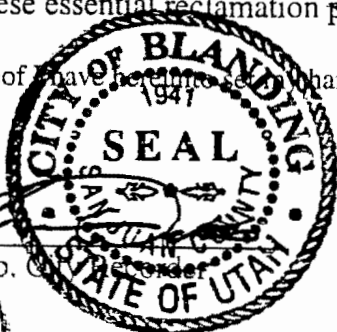
Therefore the City of Blanding congratulates the U.S. Bureau of Reclamation on its 100th anniversary and commends its dedicated employees for their contribution to our economy by providing water supply and power production to our residents, especially during drought conditions.

While the City of Blanding continues to urge the wise use of water and power resources by our consumers, we urge all residents to be mindful of the value and importance the Bureau of Reclamation plays in developing these precious resources and making our lives prosperous.

Additionally the City of Blanding opposes efforts by groups and individuals who short sightedly wish to remove or terminate these essential reclamation projects.

In witness whereof I have hereunto set my hand this 28th day of August 2002.

ATTEST:



Chris D. Webb, Clerk

BLANDING CITY

Calvin Balch, Mayor



"Base Camp to Adventure"

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

**CITY OF BLANDING
RESOLUTION 2002 - 18**

A RESOLUTION IN SUPPORT OF THE PTA

WHEREAS, the Utah PTA is among the largest volunteer organization Utah whose sole purpose is to advocate, serve, and safeguard children and families; and

WHEREAS, for over 100 years the PTA has addressed the needs of children through a network of dedicated membership comprised of parents, educators, and caring citizens who volunteer their time and expertise to ensure a better world for children; and

WHEREAS, PTA honors freedom and is therefore deeply committed to addressing the terrorist act of September 11, 2001, by Supporting the Unity in the Spirit of America Act, volunteering their efforts to solve local problems and build communities; and

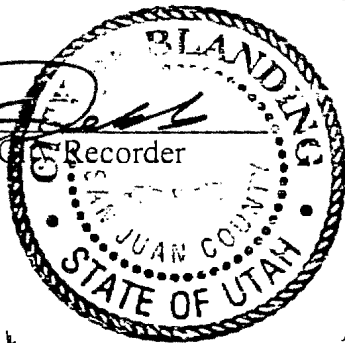
WHEREAS, the strength of PTA is in the advocacy of its members, united, speaking with One Voice for Every Child.

NOW THEREFORE BE IT RESOLVED that September 2002 is hereby proclaimed **PTA Membership Enrollment Month**, in the City of Blanding, to encourage and invite students, parents, families, educators and citizens to renew their commitment to children and youth and join the local PTA/PTSA.

In witness whereof I have hereunto set my hand this 28th day of August, 2002.

ATTEST:

Chris D. Webb, City Recorder



BLANDING CITY

Calvin Balch, Mayor

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
AUGUST 14, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
David Palmer
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
City Planner: Bret Hosler
General Services Director: Jeff Black

Absent:

City Councilmember: Dale Slade

Others Present: Danny Fleming, Teri Laws, Curt Ludvigson, Rick Foley, Phil Mueller, Craig Swenson, Derek Farr, John Brake, Garth Wilson

1. The prayer was offered by Councilmember Laws.
2. The Pledge of Allegiance was recited.
3. The minutes of the July 23, 2002 meeting were approved as presented.
4. Mr. Craig Swenson, Girls Softball Coach at San Juan High School, explained that the Softball team and Boys basketball team would be holding a golf tournament as a fund raiser. He asked that the City sponsor a hole or a team. The cost is \$100/hole or \$200/team. Councilmember Laws stated that 21.5% of the General Fund budget is going towards recreation. Mr. Swenson explained that the City would be receiving advertising in return. Councilmember Palmer felt the City should sponsor a team of city employees. After some discussion, the Council decided not to participate in the fund raiser.
5. Mr. Danny Fleming, Water Superintendent, introduced Curt Ludvigson with the Rural Water Association of Utah. Mr. Ludvigson explained the role of Rural Water and stated that Mr. Fleming is a board member of Rural Water and is a great asset to them. He also thanked Mr. Webb for serving on the Governors' Drinking Water Board.
6. Mr. Rick Foley, project manager on the Youth Detention Center, explained that construction has begun. He explained that there may be a shortage of dirt on the project. Mr. Foley asked that they be able to use some of the City's excess dirt from that area. Councilmember Laws stated that he felt the City would be acting in competition with suppliers of dirt if we were to allow this to happen. After some discussion, Mr. Foley was instructed to stay in contact with Mr. Philip Palmer on the issue.

7. Mr. Phil Mueller commented on the rate hike by Precis Communications and whether they were within their legal rights to implement such a rate hike without holding a public hearing. Mr. Webb stated that he would research the Franchise Agreement to find out.

8. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:

- A. **Councilmember Laws moved that the City accept the bid of Bayles Plumbing for \$19,080, for the sewer project on 1600 South. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

- B. Asked for direction on the dirt issue which Mr. Foley discussed earlier. He explained that there should be an excess of dirt when 300 West is completed. Mayor Balch felt they should be allowed to use the dirt. Mr. Palmer will stay in contact with Mr. Foley.

9. Mr. Jeff Black, General Services Director, discussed the following items with Mayor and Council:

- A. Presented the July 2002 Water and Natural Gas reports. He explained that the City is now pumping out of Recapture straight into the water plant.
- B. The discussion regarding the seeding of the ballfields began. Mr. Webb explained that this project has been bid out and the fields are ready for planting. This will use approximately 10-15 acre feet of water. Mayor Balch asked Mr. Fleming what the City will use by November. Mr. Fleming stated that he felt it would be about 180 acre feet. Mayor Balch stated that he feels this needs to be done. Councilmember Laws stated that there will be a lot of defiant citizens next year when they are asked not to water their lawns, but the ballfields are being watered. It was decided by Mayor and Council to proceed with the seeding. Councilmember Laws also stated that the ballfield grass will be expected to die before the citizens will be expected to lose their lawns.
- C. Councilmember Lacy stated that he continues to have issues with the way things are happening at the ballfields. He asked that change orders be done when changes are made. He also asked that Mr. Webb come back at the next meeting with a report of where the project is at this point. Councilmember Lacy asked if more important things are getting put off because of these ballfields. Mayor Balch stated that he feels the City staff is doing a great job of juggling all the projects that are in process at this time. Mr. Black stated that when the City receives a grant, the grant project becomes a priority. He further stated that the only thing he feels they are behind on is the mountain pipeline and there has not been funds identified to repair the line as yet.

10. Mayor Balch explained that he received a letter from the Muscular Dystrophy Association of Utah asking that August 17 - September 17 be designated as Muscular Dystrophy firefighter fill the boot month. This was approved by Council.

11. Councilmember Bayles asked what has happened to the newsletter. Mr. Webb explained that it has been at the bottom of the priority list. Councilmember Bayles stated that a lot of people enjoy this and asked that it be started up again. Mr. Webb stated that he would do so.

12. Councilmember Lacy discussed the following items with Mayor and Council:

- A. Explained that Councilmember Slade asked him to bring up the issue of the water billing. Mr. Webb explained that in instances where people have come and asked to have their bill adjusted it has been done. Councilmember Laws felt that the citizens should be made aware that this is an option. Mr. Webb stated that he would put this in the newsletter.
- B. Asked if the City had contacted Precis Communications. Mr. Webb stated that he had, but he had not been able to schedule them to come to Council yet. He would get them for the next Council meeting.

13. Councilmember Laws discussed the following items with Mayor and Council:

- A. Would like to see the City put some teeth into enforcing the weed ordinance. He would like to see an employee hired next summer to handle the weed problem. Mr. Webb was asked to put a copy of the weed ordinance in everyone's boxes. He was also asked to draft a proposed new weed ordinance affecting City rights-of-way and bring back to Council.
- B. Asked if we had received the cement test back. Mr. Palmer explained that we hadn't and that no further concrete has been poured since the cylinders were brought in. Councilmember Laws feels it should be standard procedure, no matter who the contractor, to test at the batch plant.
- C. Asked if we are getting any money to be able to do the liner in Starvation Reservoir. Mr. Webb stated that there is a possibility of that. He explained that he should know in the next few weeks.
- D. Explained that he is working a great deal at the 4th Reservoir. Western Builders has removed 65% of the old dam. The project is coming along.

14. Councilmember Palmer asked how long the Recreation Board will exist with the City taking on Recreation. Mr. Webb explained that it needs to stay in place until the \$100,000 for the restrooms at the ballfields is received.

15. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements, there were none.
- B. Explained that he received a letter from the federal government through the Bureau of Reclamation on the request for drought mitigation money. We asked for \$30,000 to research the well at Dry Wash. They responded negatively. Mr. Webb called and pursued whether or not there may be state funds through the Bureau of Reclamation. Roger Hansen with BOR, jumped through some hoops for us and as of yesterday he had identified \$27,000. The City will have to make up the \$3,000 shortage. Mr. Webb explained that they have met with the Forest Service and they are willing to issue a permit to proceed. After some discussion, advise and consent was given to go time and materials with Holliday Construction and Randee Bayles/Clint Howell. The City's time will constitute the \$3,000 on the project.
- C. Explained that only one bid was received on the restroom at the ballfields and the alternates came in over budget. The base building was bid at \$121,000, with the alternates the total bid was \$150,000. Council asked for copies of the bid. This will be discussed further at the next council meeting.

4. Gave an update on the Pacificorp Wheeling issue. Pacificorp has given the City a contract to look over. UAMPS attorneys have looked at it. Pacificorp is asking that the City allow them to hook up to their system where they want as long as it's outside city limits. We are still saying that we will allow hookup only at the end of existing primary metering points..
5. Gave an update on the archaeology contract on the 4th Reservoir. The revised numbers came back at \$119,000, which is within budget. The bid was awarded on prior approval by Council.

Meeting adjourned at 9:15 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JULY 23, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
David Palmer
Dale Slade
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
City Planner: Bret Hosler
Chief of Police: Mike Halliday

Absent:

City Councilmember: Kelly Laws

Others Present: John Lyman, Lyle Bayles, Randy Pemberton, Bo Bradford, Greg Acton, Mason Lyman, John Raisor, Marcus Conway, Chantz Adams, Lee Hosler, Phil Mueller

1. The prayer was offered by Mayor Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the July 10, 2002 meeting were approved with the following changes:
 - A. Page 1, #4 - "his" should be "hit".
 - B. Page 4, #16 - Mr. Bayles asked "Councilmember Laws" not "Councilmember Bayles".
4. Mr. Lyle Bayles with "Sportsmen for Fish and Wildlife" addressed Mayor and Council. After a short discussion, Mr. Bayles asked for a letter of support from the City of Blanding for his organization. This letter would be supporting Guy Wallace with the Division of Wildlife Resources on his proposals for San Juan County and the lion hunt. Advise and consent was given for Mr. Webb to draft this letter.
5. Mr. Bret Hosler, City Planner, reported that the Blanding Community Legacy Trust has received official notification from the IRS that they have been granted 501(c)3 status. The Trust has \$8,000 in the bank at this time.
6. Mr. John Lyman asked about the discussion regarding the health care issue. Mr. Webb explained that the attorney representing certain parties, Ms. Rose, asked that this discussion be held in executive session which will be done later in the meeting. Mr. Lyman asked if he could be admitted to the session. Mayor Balch stated that he may be able to do so.

7. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Explained that ALCO has finished all the requirements to receive their certificate of occupancy.
 - B. Explained that the Youth Correction facility site was fenced yesterday and they are beginning ground work. Councilmember Lacy asked about the sewer at this facility. Mr. Hosler explained that it will be a pump station, single lift with two pumps.
 - C. Explained that both highway projects, Moab Canyon and Devils Canyon are still in the process of development.
8. Mayor Balch asked the councilmembers if they had read the proposed four wheeler ordinance which Ed Scherick with San Juan County presented at the last meeting. Mayor Balch urged the councilmembers to get this done and get back to the County with suggestions.
9. Councilmember Lacy discussed the following items with Mayor and Council:
 - A. Explained that he had some concerns about the cable company which serves this community. Councilmember Lacy stated that new people moved into town and asked for cable hookup and were denied because their line was too old. Mr. Webb suggested a phone call be made to make Precis aware that the City, as the franchise holder, is unhappy.
 - B. Asked if the letter of support for International Uranium had been completed. Mr. Webb explained that he had spoken to Mr. Hochstein at the mill and Mr. Hochstein will contact Mr. Webb at the time the letter is needed.
10. Councilmember Slade discussed the following items with Mayor and Council:
 - A. Explained that Donna Singer has indicated that things are still churning with the hospital project. She informed Councilmember Slade that if the Utes do not come up with their money soon, they've got other plans in mind. Mrs. Singer says it looks favorable and she would like to come to Council soon and discuss the situation.
 - B. Explained that he and other private citizens had written a letter of support for Michelle Lyman in regards to her lawsuit.
11. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on the financial disbursements, there were none.
 - B. Explained that he had met with Jim Dykeman with the State Historical Preservation Office and they walked the site and reviewed the project on the 4th Reservoir. Of the four sites with archaeological effects, three will be concentrated on. **Councilmember Lacy moved to approve the contract with Kalauni Archaeology and authorize Mayor Balch to sign the contract, if the numbers came in within budgeted dollars. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles Councilmember Lacy Councilmember Palmer Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Discussed the possibilities of DSL availability. Mr. Webb explained that they had met with Frontier communications in the past and they say they are bringing DSL to this area. It is now as far as Monticello and they stated if they had forty citizens willing to sign up that they would come to Blanding. Mr. Webb told them that the City would be the facilitator in finding the level of interest. Councilmember Palmer was able to acquire over 40 signatures of those willing to commit to DSL. This is the level of interest required by Frontier. The signatures will be forwarded to them.

- D. **Councilmember Palmer moved that Mayor Balch be given authority to sign the contract entering into the agreement for the Centennial Park Grant for \$177,000. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

- K. Had Mr. Palmer give recommendations for the signage on 700 West. Mr. Philip Palmer, City Engineer, stated that he, Jeff Black and Mike Halliday had discussed this issue and offered the following recommendations:

- Install two yield signs on 200 North
- Install two yield signs on 400 North and a speed limit sign.

Councilmember Bayles proposed that we need to check into other streets also. He feels many problems would be eliminated if these other streets were patrolled more heavily. Both he and Councilmember Lacy feel 100 East and 200 East need to be researched more thoroughly. Mr. Palmer stated that research has been done there and the amount of traffic does not warrant installing any signs.

- L. Explained that Harley Watkins has given his two week notice as he will be leaving the City and taking a position with the Highway Patrol. Mr. Webb asked for permission to advertise to fill this open position. **Councilmember Palmer moved that the City advertise to fill the open position left by Officer Watkins resignation. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried. It was decided that the wage would be advertised at \$19,200 to \$24,482, Officer Watkins wage at this time.

12. Councilmember Lacy moved to adopt Resolution 2002-14, Commitment to Hazard Mitigation Planning. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

13. Councilmember Bayles moved to retire to executive session. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried. Council retired to executive session at 8:10 p.m.

14. Mayor and Council returned to regular session at 9:00 p.m.

Meeting adjourned at 9:00 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JULY 10, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

David Lacy

Kelly Laws

David Palmer

Dale Slade

City Administrator: Chris Webb

City Clerk: Patricia Bartlett

General Services Director: Jeff Black

City Engineer: Philip Palmer

City Planner: Bret Hosler

Others Present: Jerry Ray, Karyle Frazier, Neil Joslin, Clay Conway, Phil Mueller, Jim Bayles, Deann Bayles, Scott Young, John Davidson

1. The prayer was offered by David Lacy.
2. The Pledge of Allegiance was recited.
3. The minutes of the June 26, 2002 meeting were approved as presented.
4. Mr. Clay Conway talked of his experience in geology and ground water. He talked of extracting water from granite and sandstone along or within fault lines. Mr. Conway has done a diagram of Blanding's substructure aquifers. He asked that Mayor and Council consider drilling wells. Councilmember Laws asked what kind of funds we would be looking at for pilot study. Mr. Conway responded that he could do a lot in a couple of weeks and have some aerial photos done for \$5,000 - \$10,000. Mr. Philip Palmer stated that we may need to pursue water rights if we were able to hit on some good water. Mayor Balch thanked Mr. Conway for his presentation and stated they would look at it further and seek potential funding.
5. Mr. Jeff Black, General Services Director, presented the June 2002 Water Report. Mayor Balch explained that we have enough water for two more years, with serious conservation and condemnation of the conservation pool. Mr. Black stated that the pump at Recapture is running now and we are pumping around 100 gallons a minute.

6. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
- A. Presented the asphalt bids. He asked that Council not make a decision tonight.
 - B. Presented the concrete bids. Yoakam Contracting and Masonry bid \$69.50/yd. Holliday Construction bid \$74.00/yd. Mr. Palmer recommended Council accept the Yoakam bid. **Councilmember Laws moved that the bid by Yoakam Contracting and Masonry be accepted at \$69.50/yd. for concrete. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Stated that the \$2,000 grant for the safe sidewalk has been approved. Advise and consent was given for the Mayor to sign this agreement.
7. Mayor Balch thanked all those who were instrumental in making the 4th of July a big success. He asked Mr. Webb to send letters to those who participated thanking them. Councilmember Bayles also felt that the 4th of July was great, as did the other members of Council.
8. Councilmember Lacy discussed the following items with Mayor and Council:
- A. Asked what Western Builders plan was on the fish in the 4th Reservoir. Mr. John Davidson with Western Builders stated that he would let the City know if there is a great quantity of fish and when they might be available to harvest by net.
 - B. Asked if the street cut at the new CEU home was going to be fixed soon. Mr. Webb responded that Lewis Black had stated that it would be done by Tuesday, July 16, 2002.
 - C. Asked about the water running down the parking lot at the Visitor Center. Mr. Black explained that he will look into it.
 - D. Asked if Council could write a letter of support for International Uranium to get Moab tailings. Mr. Webb will draft a letter for all Mayor and Council to sign in support.
9. Councilmember Laws discussed the following items with Mayor and Council:
- A. Added his thanks to those who helped on the 4th of July.
 - B. Voiced his disgust at the vandalism of the contractor's equipment at the 4th Reservoir. He suggested the City extend a reward of \$500 for information regarding this issue. A reward will be offered and advertised in the paper. Mr. Davidson stated that he felt so much better after getting to know Blanding and it's citizens. He stated this is a great place and he knows it was just a few. He explained it was about \$1,500 - \$2,000 worth of damage. Windows were busted out on the equipment.

10. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements, there were none.
 - B. Explained that there were 20 Request for Proposals sent to archeologists on the 4th Reservoir. The lowest bid was \$160,800. This amount is above our budget. Mr. Webb asked that this be tabled until the next meeting. A meeting will be held with Jim Dykeman of the State Historical Preservation Office to determine the next move.
 - C. A request was sent to the Bureau of Reclamation requesting funds of \$30,000 for well exploration on the well at Dry Wash. A request was also sent in to a disaster agency on the damage done by the fire. The request was for \$50,000 to repair 8" line coming off the mountain.

11. Mayor Balch asked why the portion on Dr. Jones' property was not square. Mr. Hosler explained that we are taking that piece because it is a possibility that a portion of his garage is in the County. Dr. Jones has requested this. **Councilmember Slade moved to approve Resolution 2002-13, Resolution establishing the annexation of territory contiguous to the City of Blanding, Dr. Jones property. Councilmember Bayles seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer
Councilmember Slade**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

12. A lengthy discussion was held regarding Resolution 2002-12. Mr. Webb explained that this is adopting the certified tax rate. This is the rate we will need to collect the same amount of taxes as last year. After a lengthy discussion there was no motion to accept this resolution.

13. After a short discussion, it was decided to reschedule the next council meeting set for July 24, 2002 to July 23, 2002, Tuesday. Mr. Neil Joslin was asked to advertise this change in the paper.

14. **Councilmember Bayles moved that Resolution 2002-12 be approved as corrected leaving the general property tax rate at .004120 which is the same as last year. Councilmember Slade seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer
Councilmember Slade**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

15. Mr. Scott Young stated his disappointment in the City's share of proceeds from the Circus. He felt that the Circus' rates were quite high. Mr. Hosler reported the City's share was \$1,100.

16. Mr. Jim Bayles discussed the following items with Mayor and Council:
1. Asked Councilmember Lacy what time water was running at the Visitor Center when he went by. Councilmember Lacy stated at 11:15 p.m. This was on the north side. Mr. Bayles stated that these sprinklers are coming on at 10:00p.m. not at 3:00a.m. as stated earlier. He asked if the water at the Visitor Center was treated or raw. Mr. Webb stated that it was raw water.
 2. Asked about the raises given to the Police Department. Mr. Bayles was told to come to the office to get a copy of the raises given.
 3. Asked Councilmember Laws if he would accept full responsibility for every noise his dog made if his neighbors had admitted and testified to having responded aggressively. Councilmember Laws stated that he would probably not.

17. Councilmember Palmer moved that Mayor and Council retire to executive session. Councilmember Lacy seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

18. Mayor and Council retired to executive session at 8:21 p.m.
19. Mayor and Council returned to regular session at 9:00 p.m.

Meeting adjourned at 9:00 p.m.

By



M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
JUNE 26, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

David Lacy

Kelly Laws

David Palmer

Dale Slade

City Administrator: Chris Webb

City Treasurer: Kate Turk

General Services Director: Jeff Black

City Engineer: Philip Palmer

City Planner: Bret Hosler

Others Present: Jerry Ray, Bill Redd, Ed Scherick, Grant Wadman, Karyle Frazier, Dan Hurst, Stephanie Jack, John Lyman, Steve Burtenshaw, John Brake, Howard Randall, Lynette Adams

1. The prayer was offered by Kate Turk.
2. The Pledge of Allegiance was recited.
3. The minutes of the June 12, 2002 meeting were approved as presented.
4. Mr. Philip Palmer stated that Mr. Lark Washburn has requested a 1" water connection for his home which is outside city limits. He is also requesting a right-of-way from the city on the north side of his lot on 1200 South. After a short discussion, approval was given as long as Mr. Washburn understands that this is his line and his responsibility. A letter of agreement will be drafted for signatures that would include Mr. Washburn baring the responsibilities for repairs if line is damaged when property is improved.
5. Mr. Jerry Holliday addressed Mayor and Council regarding the City's request for a free use permit from the Bureau of Land Management. Mr. Holliday is concerned because he has spent a considerable amount of time and money to get his pit running in Bluff and this will hurt his business. Mr. Webb explained that the City has asked the BLM to work with them on this issue which would save them approximately \$40,000-\$60,000 on the 4th Reservoir project. Mr. Holliday stated that the City has helped the Gentle Ironhawk Shelter and others and they are not a tax paying entity and his company is. He feels the City should help him, also. He opposes using the free material and feels the City should purchase it from him.
6. Mr. Ed Scherick, San Juan County Planner gave a draft copy of the County ATV Trail Plan to Mayor and Council. He explained that the only moratorium in the county for atv's is paved roads. He asked for Mayor and Council to look this over and give suggestions. He would like a letter of support on this plan from Mayor and Council when it is finalized. Mr. Howard Randall explained that the Southeastern Utah Land Users have endorsed this plan.

7. **Councilmember Bayles moved that Mayor and Council move into public hearing regarding the 2001-2002 Budget Adjustments. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried. The public hearing opened at 7:40 p.m. Mr. Webb explained the adjustments being made and that there was no increase in spending. Councilmember Laws moved that Mayor and Council move out of public hearing regarding the 2001-2002 Budget Adjustments. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried. The public hearing closed at 7:42 p.m.

8. Mrs. Lynette Adams requested that some signage be added to the new State Park Access Road (600 West). She explained that it has become a race track for the teenagers and there have been close to four serious accidents there already. After some discussion, Mr. Webb recommended that Mr. Palmer and Chief Halliday discuss this issue further and come to council with recommendations. Mayor and Council supported the recommendation.

9. Mr. Dan Hurst asked Mayor and Council if he was going to be able to hold the mud football this year due to the water shortage. After some discussion, Mr. Hurst was informed that if there was a way to get the water out of the 2nd Reservoir that he could do so and use it for this event. The City would pay to truck the water if needed.

10. Chief Halliday discussed the auto sales with Mayor and Council. He explained that the bids will close Friday at 5:00 p.m. and will be opened on Monday morning. He asked that Council give Mayor Balch the authority to approve the bids on their behalf. **Councilmember Laws moved that Mayor Balch, Chief Halliday and Mr. Webb be given the authority to accept the bids on the vehicles on Councils' behalf. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

11. Mr. Philip Palmer discussed the following items with Mayor and Council:

- A. Councilmember Bayles moved that the City accept the grant offer from the Federal Aviation Administration in the amount of \$236,444.00 for the runway lighting project. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
--------------------	------

constituting all members thereof, Mayor Balch declared the motion carried.

- B. Councilmember Laws moved that the bid by Northern Electric in the amount of \$144,915.50 to replace the runway lights be accepted and to authorize Mayor Balch to sign the notice of award. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
--------------------	------

constituting all members thereof, Mayor Balch declared the motion carried. Mr. Palmer recommended that the Mayor be authorized to sign a notice to proceed for Northern Electric. Advise and consent was given for Mayor Balch to do so.

- C. Councilmember Bayles moved that the base agreement contract with Armstrong Engineering be accepted. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
--------------------	------

constituting all members thereof, Mayor Balch declared the motion carried.

- D. Councilmember Lacy moved that the Airport Layout Plan Update be accepted with the contingency that it falls within funding limits. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
--------------------	------

constituting all members thereof, Mayor Balch declared the motion carried.

12. Mayor Balch explained that he feels that the City Council should ride in the parade this year. Mr. Webb will purchase candy out of the Mayor's discretionary fund.
13. Councilmember Lacy discussed the following items with Mayor and Council:
- A. Explained that he has had complaints on the dust on the pioneer estates road and asked where that project was at this time. Mr. Webb explained that there had been some issues regarding the salt brine on the streets. The City has requested approval from the State Environmental Agencies to use the brine and we are expecting a letter of approval soon and then the project will be completed.
 - B. Asked if anything more had been heard regarding the repair of Main Street. Mr. Webb explained that money has been identified to do this repair and they should be here in the next two weeks to begin the project.
 - C. Asked why the patch has not been completed on the asphalt where the new college home was built. Mr. Jeff Black explained that he has asked Mr. Lewis Black, the plumbing contractor to get this patch completed and he will not do so. Mr. Webb was instructed to not issue Mr. Black another permit until this was taken care of.
14. Councilmember Laws discussed the following items with Mayor and Council:
- A. Explained that the City will be receiving \$120,000 on the Third West Project from the San Juan County Transportation District.
 - B. Stated that the federal and state agencies ought to be ashamed. Ten years ago there were a lot more deer, no bear, no cougars, logging and mining on the mountain. Now we have every road shut off, nobody on our mountain, no livestock and now we have the largest fire ever in our county burning.
15. Councilmember Palmer discussed the following items with Mayor and Council:
- A. Explained that he would like to readdress the overnight parking at the visitor center issue.
Councilmember Palmer moved that the signage at the Visitor Center be changed to read "NO OVERNIGHT PARKING". Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Councilmember Laws stated that it is a legitimate complaint and concern. There are places inside the City that are designated for overnight parking. Mayor Balch then called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
Those voting 'NAY'	Councilmember Bayles
	Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.
 - B. Asked what is happening at the golf course. He thinks the grass is dead. There should be no reason it is not being watered except for the drought situation. The pump is working.
16. Councilmember Slade explained that the scouts were treated extremely nice at the Edge of the Cedars Museum. He further stated that the new clinic is about one week away from opening their doors.

17. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements, there were none.
- B. Explained that the price negotiated with Waste Mgt is \$10.25. Mr. Webb feels this is the best rate we will be able to get. **Councilmember Bayles moved that the Franchise agreement with Waste Management be approved. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer
Councilmember Slade**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Explained that the City has been approved for a \$15,000 Rural Community Assistance Grant from the Forest Service which will be used for the Park behind the Visitor Center. It was also decided that the building that is halfway up down there needs to be finished or moved.
- D. Explained that the San Juan High School Baseball Team would like to hold a midnight madness tournament on the Fourth of July weekend. Last year the city donated that lights at approximately \$40. Approval was given on this issue.

18. **Councilmember Laws moved that the City adopt Resolution 2002-10, Budget Adjustments for the Year 2001-2002. Councilmember Palmer seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer
Councilmember Slade**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

19. **Councilmember Laws moved that Resolution 2002-11, Approving Chief of Police Participation in the Public Safety Noncontributory Retirement System, be adopted. Councilmember Bayles seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer
Councilmember Slade**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

20. Councilmember Palmer moved that Resolution 2002-9, Sell of Goods and Services in City Parks & Rec. Facilities, be adopted. Councilmember Bayles seconded the motion. Mayor Balch restated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

Councilmember Slade

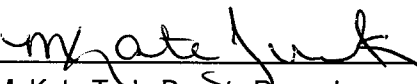
constituting all members thereof, Mayor Balch declared the motion carried.

21. Mr. John Brake addressed Mayor and Council. He explained that he has worked for Jerry Holliday for 18 years. He asked the Mayor and Council consider the amount of money that Mr. Holliday and his company have put into this community for years.

22. Mr. Bret Hosler handed out the White Mesa Transportation Plan. He explained that he will meet with the County and Horrocks Engineering on Monday. Councilmember Slade stated that he is a little uptight about this planning and did not think we should be affecting land use out 50 years.

23. Mr. Philip Palmer explained that Mr. Ben Black claims there is an artesian well at the head of Dry Wash Canyon. Mr. Webb is doing research on this issue as is Randee Bayles.

Meeting adjourned at 9:30 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
June 12, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

City Councilmembers: Brian Bayles
David Lacy
David Palmer
Dale Slade
City Administrator: Chris Webb
City Clerk: Patti Bartlett
City Planner: Bret Hosler

Absent:

Mayor: Calvin Balch
City Councilmember: Kelly Laws

Others Present: Blaine Guymon, Presley Lyman, Kade Johnson, Rich Bartlett, Ken Miyoshi, Karyle Frazier, Kristine Spackman, John Brake, Dick Einerson, Scott Young

1. The prayer was offered by Councilmember Bayles.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 22, 2002 meeting were approved with the change of Councilmember Lacy being absent instead of Councilmember Palmer.
4. Presley Lyman and Blaine Guymon presented their Eagle Project. They explained that they would like to pour 350 lineal feet of concrete sidewalk east of Four Corners Care Center. They requested the City pay for 17.5 yards of concrete. They also requested rough grading for area of sidewalk and use of City forms. Council approved this project.
5. Mr. Bret Hosler recognized Mr. Rich Bartlett and Mr. Ken Miyoshi from International Uranium. Mr. Bartlett presented a check to Mr. Hosler for the Blanding Community Legacy Trust in the amount of \$2,000.00. He thanked the City of Blanding for their support of the mill.
6. Mr. Dick Einerson proposed that Mayor and Council consider allowing the trailer courts in town to have a 50,000 gallon water limit per unit due to the fact that trailer courts normally have one meter that serves the whole court. Mr. Webb stated that he would do a little research on the subject. Councilmember Lacy stated that it is just a matter of conservation.
7. Mr. Hosler explained that he had just gone to training on the GIS system. The County information was scanned in instead of entering the legal description. He will be working with the county on this issue. Mr. Hosler explained that the County and City will develop ordinances restricting development in areas of future transportation based on the White Mesa Master Transportation Plan.
8. Mr. Jeff Black, General Services Director discussed the following items with Mayor and Council:
 - A. Presented the May 2002 Natural Gas and Water Reports. He explained that there was some damage to the pipeline in the fire on Blue Mountain. Mr. Webb stated that Ferd Johnson had said that the Conservancy District might sell 30 acre feet of water. Council gave Mr. Webb permission to purchase this water if they do decide to sell.

9. Mr. Chris Webb, City Administrator, discussed the following items with Council:

A. Asked for questions on financial disbursements. All were answered to satisfaction.

B. Introduced the request for fee waivers from Gentle Ironhawk shelter. Mrs. Spackman explained that they had closed on the property. **After further discussion, Councilmember Palmer moved that the City approve the request for the waiver of fees for Gentle Ironhawk Shelter with the agreement that the right-of-way needed be given to the City. Councilmember Bayles seconded the motion. Councilmember Lacy declared a substitute motion to accept and exclude the fees as long as the employees come from the City of Blanding. This motion died for lack of a second. Mayor Pro-Temp Slade repeated Councilmember Palmer's motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Palmer
	Mayor Pro-Temp Slade
Those voting 'NAY'	Councilmember Lacy
Those absent	Councilmember Laws

constituting all members thereof, Mayor Pro-Temp Slade declared the motion carried.

10. Councilmember Lacy moved to go into Public hearing regarding the 2002-2003 Budget. Councilmember Bayles seconded the motion. Mayor Pro-Temp Slade repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Pro-Temp Slade declared the motion.

11. Councilmember Bayles moved to go out of Public hearing regarding the 2002-2003 Budget. Councilmember Lacy seconded the motion. Mayor Pro-Temp Slade repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Pro-Temp Slade declared the motion.

12. Councilmember Palmer moved to go into Public hearing regarding the Sell of Goods and Services in City Parks & Rec. Facilities. Councilmember Bayles seconded the motion. Mayor Pro-Temp Slade repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Pro-Temp Slade declared the motion carried.

13. Councilmember Palmer moved that Council come out of public hearing. Councilmember Bayles seconded motion. Mayor Pro-Temp Slade repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Pro-Temp Slade declared the motion carried.

14. Mr. Chris Webb continued with his items.

- A. Explained that on June 26, 2002 a hearing will be held for all public safety employees to comment on a proposal to go to a non-contributory retirement system. This meeting will be at 6:30 p.m. Councilmembers Lacy, Bayles and Slade asked for a reminder call.
- B. Recommended the hiring of Mr. Spencer Singer for the Recreation Director position at the amount of \$24,000 per year and one years probation. Councilmember Lacy requested that this be discussed further in executive session.

15. Councilmember Bayles stated that one of the City workers was seen at the Visitor Center mowing the lawn with his shirt off. Mr. Webb stated that he would have a discussion with the workers about this.

Councilmember Lacy discussed the following items with Council:

- A. Stated that he would like to have a ground breaking ceremony for the 4th Reservoir. Council agreed to this. It was decided to hold this on Wednesday, June 19 at 8:00 a.m. at the 4th Reservoir.
- B. Requested the media alert the public of the watering of the fields at the fourplex. This will be done to settle the trenches and set the sprinkler heads.
- C. Questioned the timeliness of inspections on City projects. Mr. Webb explained that the City did treat Mr. Pilling on the ballpark project as an extension of the city employees. Mr. Webb felt he had a comfort level there with Mr. Pilling that we did not need as many inspections as usual. Councilmember Lacy complimented Mr. Jeff Black on keeping up with all of the projects.

17. Councilmember Bayles moved to go into public hearing regarding the annexation of Dr. Val Jones Property. Councilmember Lacy seconded the motion. Mayor Pro-Temp Slade repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Pro-Temp Slade declared the motion carried. Mr. Hosler explained the purpose of this annexation. There was no one signed up to speak. Councilmember Lacy asked if there was a al description of what was to be annexed.

18. Councilmember Palmer moved to move out of public hearing regarding the annexation of Dr. Val Jones property. Councilmember Lacy seconded the motion. Mayor Pro-Temp Slade repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Pro-Temp Slade declared the motion carried.

19. Councilmember Lacy moved to go into public hearing regarding the Dog Ordinance Changes. Councilmember Bayles seconded the motion. Mayor Pro-Temp Slade repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Pro-Temp Slade declared the motion carried. Mr. Hosler explained the changes that were being made. There was no one signed up to speak. Councilmember Bayles moved to move out of public hearing regarding the Dog Ordinance Changes. Councilmember Palmer seconded the motion. Mayor Pro-Temp Slade repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Pro-Temp Slade declared the motion carried.

20. Councilmember Palmer asked about the overnight parking at the visitor center. Mr. Webb said that "No Overnight Parking" signs could be put up. Mayor Pro-Temp Slade asked if the City would let people sleep in the park. Councilmembers Lacy and Palmer were not in favor of this. This item will be put on the next agenda.

21. Mr. Webb reminded Council of the Meet the Candidates night for the county commission race, which will be held on Friday, June 14, 7:30 p.m. at the Arts and Events Center.

22. Councilmember Lacy moved to adopt the proposed 2002-2003 budget. Councilmember Palmer seconded the motion. Mayor Pro-Temp Slade repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Pro-Temp Slade declared the motion carried.

23. Councilmember Palmer moved to adopt the proposed Natural Gas Rates. Councilmember Lacy seconded the motion. Mayor Pro-Temp Slade repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Pro-Temp Slade declared the motion carried.

24. Councilmember Slade asked that the Sell of Goods and Services in City Parks & Rec. Facilities be tabled until next meeting. This was agreed upon by all.

25. Councilmember Lacy moved to retire to executive session. Councilmember Palmer seconded the motion. Mayor Pro-Temp Slade repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Pro-Temp Slade declared the motion carried. Council retired to executive session at 8:55 p.m.

26. Council returned from executive session at 9:10 p.m.

27. Councilmember Palmer moved to hire Spencer Singer as the Recreation Director at \$24,000 per year and one years probation. Councilmember Lacy seconded the motion. Mayor Pro-Temp Slade repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Pro-Temp Slade declared the motion carried.

28. Mr. Webb explained that there is an opportunity to hire an inspector to do the day to day inspections for the Detention Center. Mr. Hosler agreed to handle the inspections and the City would contract with the State who would pay the City for these inspections. These funds would be funneled to the Blanding Community Legacy Trust. Approval was given by Council to pursue this.

Meeting adjourned at 9:18 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

Resolution 2002 - 7

A resolution of the Blanding City Council setting the FY2002 General and Enterprise Budget.

General City Departments

	Capital & General Expense
Mayor & Council	\$17,661
Justice Court	\$47,432
Administration	\$76,949
City Attorney	\$18,350
Planning & Zoning / Building Inspector	\$41,331
Police Department	\$463,767
Fire Department	\$297,356
Streets & Shop	\$128,131
"C" Roads	\$521,800
City Engineer	\$38,493
Parks & Recreation	\$532,038
Airport	\$292,242

Total General Fund 2002-2003 \$2,475,550

Enterprise Departments

	Department Expenses
Water System	\$275,233
Sewer System	\$133,622
Electric System	\$1,362,725
Natural Gas System	\$396,054
Building Authority	\$0
Golf Course	\$0
Solid Waste	\$108,195
Visitor Center	\$45,625

Total Enterprise Expense 2002-2003 \$ 2,321,454

Capital Outlay Enterprise Budgets

	Capital Expense
Water System	\$4,490,650
Sewer System	\$115,000
Electric System	\$91,000
Natural Gas System	\$8,700
Building Authority	\$0
Golf Course	\$25,000
Solid Waste	\$0
Visitor Center	\$2,100

Total Enterprise Capital Expense 2002-2003 \$ 4,732,450

Debt Service

	Capital Expense
Water System	\$131,733
Sewer System	\$0
Electric System	\$0
Natural Gas System	\$378,285
Building Authority	\$0
Golf Course	\$0
Solid Waste	\$0
Arts & Conference	\$0

Total Enterprise Debt Service 2002-2003 \$510,018

Total Enterprise Budget 2002-2003 \$7,563,922

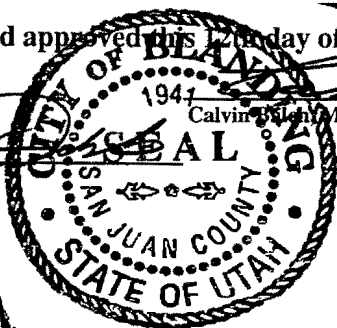
Total City Budget 2002-2003 \$10,039,472

Passed, Adopted, and approved this 12th day of June 2002.

Attest:

D. Webb, Recorder

Calvin Bligh, Mayor





CITY OF BLANDING

"Base Camp to Adventure"

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

RESOLUTION 2002 - 8

A Resolution Establishing New Natural Gas Rates for Blanding City

WHEREAS, the City of Blanding operates a Municipal Natural Gas Company to serve Blanding City and surrounding areas; and

WHEREAS, the City of Blanding operates the natural gas company as a for profit business to provide reliable and affordable energy to the community; and

WHEREAS, the average cost of natural gas the City purchases for resale through its systems has decreased slightly; and

WHEREAS, the City of Blanding believes it is in the best interest of the citizens to keep energy cost as low as possible while still maintaining acceptable profit margins.

NOW, THEREFORE, it is hereby resolved by the Blanding City Council as follows:


The Blanding City Natural Gas Company rates shall be changed to reflect the following effective with July 2002 billing:

Inside City Limits - 92.5¢ per Therm

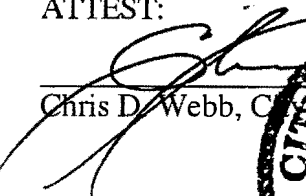
Outside City Limits - \$1.02 per Therm

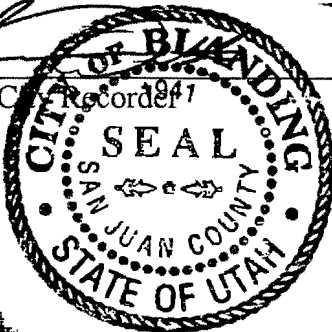
PASSED, ADOPTED and APPROVED this 12th day of June, 2002.

S /


Calvin Balch, Mayor

ATTEST:


Chris D. Webb, City Recorder



**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
May 22, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Palmer
Dale Slade
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
City Engineer: Philip Palmer
General Services Director: Jeff Black

Absent:

City Councilmember: Kelly Laws
David Lacy

Others Present: Phil Mueller, Lee Hosler, Pam Hosler, Jerry Ray, Danny Fleming, Mike & Joni Lyman, Russ Brown, Kristine Spackman, Neil Joslin, Lawrence Guymon

1. The prayer was offered by Philip Palmer.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 8, 2002 meeting were approved with the following changes:
 - A. Page 1 #6 - should read they do 1,000 "pounds" of laundry per day.
 - B. Page 3 #19 - should read Resolution "2002-7"
4. Mr. Lee Hosler reported that his eagle project has been completed. 338 feet of 4ft wide sidewalk was installed at the south city park. Mr. Hosler thanked all city employees and other for their assistance on the project. The total hours of labor used on this project was 192.5 with a total of 35 different people involved.
5. Mrs. Kristine Spackman, Executive Director of the Gentle Ironhawk Shelter, addressed the Mayor and Council. She requested the City waive the hookup fees as a contribution to the shelter. Mr. Webb explained that the total amount to be waived would be between \$10,000 and \$12,000. After some discussion, Mayor Balch asked that this item be tabled until the next agenda when a full council would be present.
6. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Explained that a circus from Florida had contacted him. They are interested in holding their circus over the Fourth of July weekend. Mr. Richard Perkins has given his permission for them to set up on his land next to the south city park. Mr. Hosler asked permission for them to have access to city water to take care of their animals and also that he be able to mow that property. Permission was given on these two items. Mr. Hosler explained that the Blanding Community Legacy Trust would be sponsoring this event.

- B. **Councilmember Palmer moved that 21.6 feet of property down 100 West along Mike Lyman's property and south one block be deeded back to the property owners. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Lacy
	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

Permission was given to Mr. Lyman to begin as soon as possible although the legal document have not yet been recorded.

7. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
- A. Mr. Russ Brown with RB&G Engineering explained that nine companies had bid on the 4th Reservoir Expansion Project. Western Builders was the low bidder at \$3,239,400. Mr. Brown stated that he did some extensive investigating of this company and feels they are well equipped to handle the project. Mr. Brown recommended the bid be awarded to them. **Councilmember Slade moved that Western Builders be awarded the 4th Reservoir Expansion Project bid at \$3,239,400. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Lacy
	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

- B. Reported on the Pioneer Estates Project. It is still in progress.
- C. Asked that the Juvenile Restitution Crew clean the willows out of the canal behind Madalyn Bills home.

8. Councilmember Palmer explained that the Chamber of Commerce phone had been moved to the Visitors Center so it is now being covered.
9. Councilmember Slade explained that he had spoken to Donna Singer this week and she stated that she expects thing to start moving at a much quicker pace on the Hospital Project.
10. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on financial disbursements. There were none.
- B. Explained that Mr. Halls had approved the resolution regarding the sell of goods in city parks. All Mayor and Council were in favor of this being advertised for public hearing.

- C. Asked that Mayor and Council approve a Vista worker to work for the city at no expense to the City to help with the recreation program. Mayor and Council approved this unanimously.
- D. Explained that he and Councilmember Laws had discussed the water policy regarding the Four Corners Care Center. Their recommendation is to include the Four Corners Care Center and all motels in the 75% water rule. **Councilmember Bayles moved that the water restriction policy for the Four Corners Care Center and the motels be the 75% over last years usage. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

Those absent

Councilmember Lacy

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

- E. Explained that the budget changes have been completed and the public hearing regarding the budget will be held on June 12, 2002 and at that same time the rules will be suspended and the budget adopted depending on comments being favorable.
- F. Asked how involved Mayor and Council want to be in recreation. Do they want involved in setting the rates at the pool? Mayor and Council do not want to be involved in those details. Mr. Webb explained that the pool was up and running for the triathlon. He commended the crew on their work to get that going.
- G. Explained that an employee hearing needs to be set to discuss the non-contributory retirement issue. This meeting was approved to be held June 26, 2002 at 6:30 p.m.
- H. Explained that Mr. Kay Johnson had called today and recommended that the City withdraw from the Payson Project. He feels that someone will take over our position in that project. Mayor and Council gave advise and consent for Mr. Johnson to pursue this.
- I. Asked for permission to pursue sewer funding due to the fact that after October the USDA will begin using the 2000 census for their income amounts to qualify for grants. The 2000 census is approximately \$5,000 higher than what they are using now. Approval was given to pursue the grant for the sewer projects which are on the capital projects plan for 2004.
- J. Explained that Councilmember Laws asked that the executive session scheduled for tonight be tabled until he could be in attendance.

Meeting adjourned at 8:20 p.m.

By _____
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
May 8, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
Dale Slade
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
City Engineer: Philip Palmer
General Services Director: Jeff Black

Absent:

City Councilmember: David Palmer

Others Present: Jeremy Tate, Jed Tate, Jerry Ray, Mike Lyman, Lee Hosler, Pam Hosler, Harold Lyman, Neil Joslin, Randy Pemberton, Phil Mueller, Rayburn Jack, John Brake

1. The prayer was offered by Chris Webb.
2. The Pledge of Allegiance was recited.
3. The minutes of the April 25, 2002 meeting were approved as presented.
4. Jeremy Tate addressed Council regarding an eagle project that he would like to complete. They would like to tear out the bushes between the pool and the tennis court and pour cement. Mr. Black has approved this project. All were in favor of this project.
5. Lee Hosler addressed Council regarding an eagle project that he would like to complete. They would like to add sidewalk to the west side of the south city park. Mr. Black has approved this project also. Approval was also given here.
6. Mr. Rayburn Jack from the Four Corners Regional Care Center, addressed Mayor and Council regarding their water usage. Mr. Jack's concern is the \$2.35 per thousand over 50,000 gallons. He feels that there is not a lot of cutting back that the Care Center can do. They have the capacity of 104 patients, they do 1,000 pounds of laundry per day. He stated that most of their water usage is inside usage and that they will try to cut as much usage as possible. It was decided for the City to come back with a proposal at the next council meeting.
7. Mr. Mike Lyman addressed Mayor and Council regarding an addition he would like to add to his home. Mr. Hosler proposed that the city deed a portion of the right of way back to Mr. Lyman because it is not consistent with the other streets. Mayor Balch asked that Mr. Hosler come back with more definite numbers at next meeting.
8. Mr. Harold Lyman addressed Mayor and Council regarding the Visitors Center. Mr. Lyman expressed appreciation to the Mayor and Council and others who were so involved in getting the center built. He explained that they have an excellent staff and have had all positive comments.

9. Mr. Jed Tate asked if it would be possible to bus the boys to starvation for waterfront activities for boy scout camp. Mr. Webb stated that he would have to check the legalities on this issue.
10. Mr. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
- A. Presented the April 2002 Natural Gas and Water Reports. He explained that the 4th Reservoir is still being pumped.
 - B. Explained that the swimming pool is operational. There is no leaking that he is aware of. The pool will open tentatively Memorial Day weekend.
11. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
- A. Explained that the City has made quite an effort in the past to keep the recreational uses out of city reservoirs.
 - B. Presented the bid tabulation for 1600 South. The low bid was Sondereggers at \$11,900.
Councilmember Lacy moved that the bid on the 1600 south project be awarded to Sondereggers in the amount of \$11,900. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Palmer

constituting all members thereof, Mayor Balch declared the motion carried.
 - C. Explained that contractors will be in on Friday for a site showing on the 4th Reservoir Project.
12. Mayor Balch explained about the contributory vs. non-contributory retirement system. He asked for councils approval to have a hearing regarding allowing the police to change from contributory to non-contributory. The advantages of this being that contributory allows them to take what they've contributed if they leave the City before 10 years. Advise and consent was given to hold a hearing on this matter.
13. Councilmember Lacy asked what has been discovered regarding Pioneer Estates. Mr. Palmer explained that the County has done similar things at the Dude Ranch and Browns Canyon Road. Mr. Palmer estimated that cost of this project to be \$6,000. Mayor Balch asked that Mr. Palmer look into the brine further before deciding whether to use it or not.
14. Mr. Webb explained that he had spoken to the head of region four regarding the Main Street issues. Mr. Hosler explained that he had spoken to Mr. Kleston Laws and had been told that something would be done this summer. There will be further meetings on this issue.
15. Councilmember Slade stated that the new clinic should be opening around the end of May.

16. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on financial disbursements. There were none.
 - B. Reminded Mayor and Council of Dare Graduation which will be held May 9, 2002 @ 1:30 p.m. at Blanding Elementary.
 - C. Explained that three interviews were held with the top candidates for the Recreation Director Position. The hiring committee, which consisted of Jeff Black, Chris Webb and Garth Wilson, are not recommending hiring anyone at this time. Mr. Webb stated that with Councils' permission, he would like to readvertise this position at \$20,000 - \$25,000 to possibly attract more qualified applicants. All were in favor of readvertising for this position.
 - D. Explained that May 15, 2002 would be the first budget work session. This meeting is open to the public, but closed to public comment.
 - E. Reviewed the capital projects plan with Mayor and Council.
 - F. Explained that he had received a call from the State Parks and Recreation and the City of Blanding has been awarded a \$177,000 grant for the construction of Centennial Park. This has been approved by the State and now has to be approved Federally. This will allow the city to construct two outdoor basketball courts, a playground, two pavilions, a cement walkway and a sprinkler system.

17. A discussion was held regarding the dirt that has been left on the City streets near Harry Tree's residence. It was explained that the Trees do not want to refill the trench where their sewer line is because they feel it will plug again soon. It was decided to send a letter asking them to remove the dirt off of the street.

18. Mayor Balch asked that Council review the budget carefully. It makes the work session flow much quicker.

719. Councilmember Lacy stated that he felt Resolution 2002- 7 - The regulation of the sell of goods in city parks, should be sent to the attorney to be approved. Mr. Webb will do so.

20. Mr. Phil Mueller suggested that the City put their ordinances on the internet. Mr. Webb explained that we are trying to recodify the ordinances, but the bid for doing so was \$15,000 and it was not put in the budget for 2002-2003.

21. **Councilmember Lacy moved to retire to executive session. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Slade

Those voting 'NAY'

NONE

Those absent

Councilmember Palmer

constituting all members thereof, Mayor Balch declared the motion carried.

22. Council retired to executive session at 8:45 p.m.

23. Council returned from executive session at 9:20 p.m.

Meeting adjourned at 9:20 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
April 25, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Brian Bayles

David Lacy

Kelly Laws

David Palmer

Dale Slade

City Administrator: Chris Webb

City Clerk: Patti Bartlett

City Planner: Bret Hosler

City Engineer: Philip Palmer

Others Present: Neil Joslin, Ron Hochstein, Greg and Lanelle Stringham, Gordon Hawkins, William Hurst, Mr. & Mrs. Spottedelk, James Wilder, George and Donna Jones, Mr. & Mrs. Dan Peterson, Mr. & Mrs. Barnett, Phil and Lou Mueller

1. The prayer was offered by Councilmember Bayles.
2. The Pledge of Allegiance was recited.
3. The minutes of the April 10, 2002 meeting were approved as presented.
4. Mr. Greg Stringham requested that 100 East at Pioneer Estates be paved. Mr. Webb explained that this area was on the master plan to be paved in 2004. Mr. William Hurst explained that he was the second citizen to move into that area and at that time the City promised the road would be paved. Councilmember Laws suggested adding \$3,000 to the budget to prepare and lay chemical.
5. Chief Gordon Hawkins asked if the City wanted to accept the county fire ban. Council agreed to accept the ban. Chief Hawkins also requested transportation and meal expenses for two to go to fire school for four days. All council was in favor of this and advise and consent was given.
6. Mr. Ron Hochstein with International Uranium explained that by June 1, 2002 they should be up to 70 employees. This run should last 8-10 months.
7. Mrs. Lou Mueller presented a letter to Mayor and Council and explained that she is in favor of allowing food sales and yard sales in the city park.
8. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Discussed the issue of the annexation of Dr. Jones Property on 100 West. This annexation would include under five acres. Mayor and Council approved advertising for a public hearing on this issue.
 - B. Explained that UDOT will redo Devil's Canyon along the same lines but a little to the right. This project will go out to bid by March 2003.
 - C. Discussed the Master Transportation Plan. Councilmember Laws suggested making the roads straighter. Councilmember Slade stated that he feels we should not look that far into the future.

8. Mayor Balch discussed the possibility of outlawing telemarketing within the City. Council stated that they would back the Mayor in the pursuing of this issue.

9. Councilmember Bayles stated that Craig Halls researched the banning of sales in the park and stated that this would be alright if Council decided to do so. It was decided to continue to allow this by permit only. The behavior would be monitored more carefully, including the cleaning up of trash, etc. This will be written up and brought back to council next meeting for approval.

10. Councilmember Lacy discussed the main street issue. He was told the rechipping would be done in the middle of June. He requested a vacuum truck and was told it was not possible. He suggested to Mayor and Council that a letter be written on this issue. All were in favor.

11. Councilmember Laws diagramed the City's water inventory and usage. He then presented Resolution 2002-5 (see page 3). **Councilmember Laws moved to approve Resolution 2002-5, Declaring Emergency Drought Conditions and Water Conservation Watering Restrictions. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote.**

Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

12. A discussion ensued regarding the seeding of the new ball fields. Councilmember Laws stated that he has mixed feelings. Philip Palmer stated that he has had several people stop him very upset about this issue. Councilmember Lacy stated he has also had citizens talk to him. Mr. Webb explained that if the money gets sent up front, it will probably be alright to plant later in the year. He feels if we can tell Baseball Tomorrow it will still be played on next year that they should be fine with it. It was decided that the seeding will not take place without Council approval.

13. Councilmember Slade discussed the Gibbon's assisted living project. The Gibbons' are concerned that the City has given land to Dr. Cordes for their project which will be competing with Gibbons' project. Mayor Balch stated that the Gibbons' had never come to council regarding their project.

14. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

A. Asked for questions on financial disbursements. All were answered to satisfaction.

B. Explained that he would like to offer Blanding Card Lock a contract for gas usage. Mr. Carl Hunt is willing to work out a contract with the City. It was decided that this needed to be advertised first, to make sure there were no other suppliers that could meet the conditions.

RESOLUTION 2002 - 5

DECLARING EMERGENCY DROUGHT CONDITIONS
&
WATER CONSERVATION WATERING RESTRICTIONS

WHEREAS, the City of Blanding has over the past several years engaged in the development of water resources and water storage facilities on the mesa surrounding and including Blanding, Utah; and

WHEREAS, the City is interested in the judicious, efficient and economic administration of water resources; and

WHEREAS, the City has experienced consistent periods of drought lasting as long as five years and is concerned about the ability to meet their water needs; and

WHEREAS, San Juan County has declared an emergency drought status due to the continuing drought conditions; and

WHEREAS, the City of Blanding is currently experiencing a drought and the forecast for continuing drought is not expected to change in the near future; and

WHEREAS, The City of Blanding desires to adopt and enforce water restrictions and policy to encourage water conservation.

NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:


(A) The Blanding City Council does hereby declare a Drought Emergency Status this 25th day of April, 2002.

Effective May 1, 2002 through December 31, 2002 the following shall be enforced:

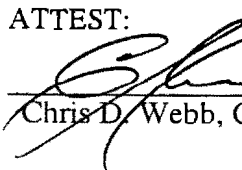
- (1) It is highly recommended that any resident, business or entity on the Blanding Water System not do any outside watering between the hours of 10:00 AM and 6:00 P. M. daily.
- (2) No resident, business, or entity on the Blanding Water System shall allow the unnecessary waste of water by the over spray of lawn and landscape into parking lots, streets, drives, and walks that could be mitigated by the adjustment of sprinkler heads. In addition the washing of drives with city system water and the running of water down the gutters or city right-of-ways is prohibited. Said offense shall be deemed a Class "C" misdemeanor and carry a fine of \$50 for the first offense, \$100 for the second offense and \$200 for each offense thereafter. City administration shall issue one warning and allow 24 hours for compliance before a citation is issued on the first offense only.
- (3) Each business, or entity on the Blanding Secondary Water System shall cut outside water consumption by 25% over last years water usage for the months of May - December. All outside water usage over the 25% reduction for each entity shall be billed at an increased rate of \$1.76 per 1,000 gallons.
- (4) The rate per thousand gallons of culinary water over 50,000 shall be increased to \$2.35 per thousand gallons.

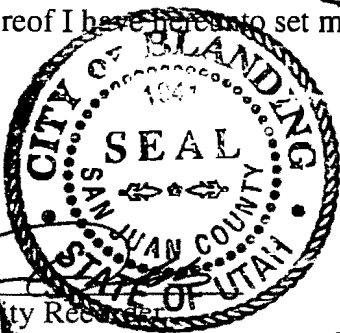
In witness whereof I have hereunto set my hand this 25th day of April 2002.

BLANDING CITY


Calvin Balch, Mayor

ATTEST:


Chris D. Webb, City Recorder



- C. **Councilmember Slade moved that the City approve the Quit Claim Deed to the State of Utah for the Youth Detention Center. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer
Councilmember Slade**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- D. Asked if the Councilmembers want the personal distribution of the UAMPS correspondence. Council decided they did not.
- E. The City Cleanup will be held on May 4, 2002, with CEU and the National Guard's help. Council decided that citizens will be allowed to dump for free at the transfer station for this day only.
- F. Asked for permission to hire 3 people for the summer to help with parks, etc. This will come out of recreation budget. All were in favor and advise and consent was given.

15. **Councilmember Laws moved to approve Resolution 2002-6, Resolution establishing new electric service rates for Blanding City Municipal Power Company. (See page 5) Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer
Councilmember Slade**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

16. **Councilmember Lacy moved to approve the changes to the zoning ordinance. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer
Councilmember Slade**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried. (See changes on Page 6).

RESOLUTION 2002 - 6

Resolution Establishing New Electric Service Rates for Blanding City Municipal Power Company.

WHEREAS, the City of Blanding operates a Municipal Power Company to serve Blanding City and surrounding areas; and

WHEREAS, the City of Blanding operates the power company as a for profit business to provide reliable and affordable electricity to the community; and

WHEREAS, the average cost of power the City purchases for resale through its systems has increased substantially; and

WHEREAS, the City of Blanding believes it is in the best interest of the citizens to maintain its profit margins in order to reserve for the needs of the city and to have sufficient funds to pay for the debt service of its enterprises.

NOW, THEREFORE, it is hereby resolved by the Blanding City Council as follows:

The Blanding City Municipal Power Company rates shall be changed to reflect the following effective with next billing:

Residential - Electric

Customer Base Charge		\$1.00
Energy Charge	First 400 kwh	\$.081/kwh
Over 400 kwh		\$.078/kwh

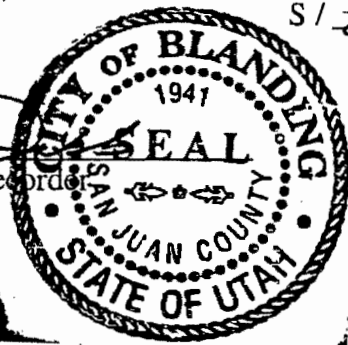
Commercial - Electric

Customer Base Charge		\$1.00
Energy Charge	First 500 kwh	\$.094/kwh
Over 500 kwh		\$.05/kwh
Demand Charge	First 5	\$0.00
Over 5		\$6.00

PASSED, ADOPTED and APPROVED this 25th day of April, 2002.

ATTEST:

Chris D. Webb, City Recorder



S /

Calvin Balch, Mayor

Board of AdjustmentA. Creation and Organization

There is hereby created a Board of Adjustment, hereinafter referred to in this Article as "the Board". The membership of the Board shall consist of five residents of the municipality, appointed by the Mayor, with the consent of the City Council, one of whom may be a member of the Planning Commission. Their terms of office are five years, and must be fixed so that the term of office of one member expires each year. Appointments to fill vacancies are to be made only for the unexpired portion of the term. The Board shall elect from its own membership its officers, who shall serve annual terms and who may succeed themselves. For the conduct of any hearing or the taking of any action, a quorum of three members is required. No member of the Board shall hold any other office with the City of Blanding except the member who is also a member of the Planning Commission. This member may also be the member of the City Council who sits on the Planning Commission.

17. Councilmember Laws moved to retire to executive session. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

18. Council retired to executive session at 9:50 p.m.

19. Council returned from executive session at 10:14 p.m.

Meeting adjourned at 10:14 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
April 10, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
David Palmer
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Planner: Bret Hosler
City Engineer: Philip Palmer

Those absent

City Councilmember: Kelly Laws
Dale Slade

Others Present: Neil Joslin, Rolf Kuepper, David Cordes, Pam Hosler, Bri Hosler, John Brake, Donna Singer

1. The prayer was offered by Councilmember Palmer.
2. The Pledge of Allegiance was recited.
3. The minutes of the March 27, 2002 meeting were approved as presented.
4. Dr. David Cordes gave a presentation to the Mayor and Council regarding a senior citizen apartment complex that he and Mr. Rolf Kuepper are proposing constructing in Blanding. Dr. Cordes showed the different apartment complexes they have built in the past. After a short discussion, **Councilmember Lacy moved to accept Resolution 2002-4 Donation of Land for Senior Citizen Complex. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

5. Mrs. Donna Singer reported that the Ute Mountain Utes have two avenues of funding regarding the hospital. This should be in escrow within thirty days. The Utah Navajo Health System will step up and do this if the Ute Mountain Utes do not come through.

6. Mr. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
 - A. Presented the March 2002 Natural Gas and Water Reports. The water situation is not looking good at this time.
 - B. Explained that at the Water Board meeting last night the Conservancy District agreed to sell all their water to the Irrigation Company so they can pump the water owed to the City.

7. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
 - A. Explained that the cemetery district is going to purchase more fertilizers to use less water.
 - B. Explained that the State Park Access Road is completed except for asphaltting.
 - C. Asked for permission to allow citizens to cut wood at the Fourth Reservoir below the new water line, to get that area cleaned out. Permission was granted.
8. Mayor Balch discussed the possibility of outlawing telemarketing within the City. He asked council to think this over and come back at the next meeting to make decisions regarding this issue.
9. Councilmember Palmer asked if Mr. Webb had contacted Craig Halls regarding the City Park issue. Ms. Turk was not able to answer that question. Mr. Black explained that the pool has been filled and it is not leaking at this time. Aquatech will be down next week to go over the chlorination system with Jeff and Danny.
10. Councilmember Lacy presented Mayor and Council with the proposed changes to the dog ordinance. Advise and consent was given to send these changes to public hearing after approval by the City Attorney.
11. Ms. Kate Turk, City Treasurer, discussed the following items with Mayor and Council:
 - A. Asked for questions on financial disbursements. All were answered to satisfaction.
 - B. Presented the job description for the Recreation Director. This description was approved.
 - C. Presented the one bid on the astrovan. Mr. Philip Palmer bid \$55.55. The bid was accepted by Mayor and Council.
 - D. Explained that she had met with Bret Hosler and Arlene Lyman regarding the Legacy Trust. They asked if it would be possible to put a message on the City utility bills to remind citizens to donate to the Legacy Trust fund. Approval was given to do so.
12. Mrs. DeAnn Bayles explained that the police will not respond to their home when they call regarding dogs in their yard. Mayor Balch stated that he would discuss this with Chief Halliday. Mr. Jim Bayles stated that he feels the owners should be cited on these issues.

Meeting adjourned at 8:20 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
March 27, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
David Palmer
Dale Slade
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Planner: Bret Hosler

Others Present: Karen Lacy, Diane Kerbs, Steve Black, Cameron Palmer, Logan Monson, Corey Acton, Kay Johnson, Randy Pemberton, Danny Fleming, John Brake, Mike Halliday

1. The prayer was offered by Mayor Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the March 13, 2002 meeting were approved with the following changes:
 - A. #5 - "mops" should be "maps".
4. Mrs. Diane Kerbs explained that there had been a traffic accident at the intersection of 300 S and 100 E. There is no signage on this corner. Councilmember Lacy asked how often Mrs. Kerbs noticed patrol cars in that area. She stated not very often. Councilmember Laws stated that 300 West has stop signs on all the crossing streets and wondered why 100 East doesn't have the same. Chief Halliday would be at the meeting later and this will be discussed further with him at that time.
5. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Explained that the city had their second ISO evaluation and they stated that we had faired very well. The final report will not come in for a month or so. The inspector stated that the City should have a review board for building related issues. This board needs to be made up of individuals who have actual building training. Mayor Balch gave Mr. Hosler permission to look into this further. Councilmember Lacy asked how often this evaluation was done and Mr. Hosler stated that it happens every four years.
 - B. Explained that he attended an open house on the proposed improvements on SR 191 and SR 6. Councilmember Lacy asked if a decision had been made on the routing of Devil's Canyon and Mr. Hosler stated that a final decision had not been made on that issue yet.
6. Chief Mike Halliday presented Ernest Montano with a certificate of recognition for his outstanding achievement as the City crossing guard, which Ernie has done for 15 years.

7. Chief Halliday discussed the following items with Mayor and Council:
- A. Explained that in February the Police Department had issued \$14,500 worth of citations and \$7,700 had actually been collected. In March of 2002, \$30,075 worth of citations had been issued and \$23,503 was actually collected.
 - B. Councilmember Lacy explained about the discussion held earlier regarding the patrolling of 100 East. Chief Halliday explained that during working hours it is very difficult for the officers on duty to be able to leave the office because they are so busy. He further explained that neither of the vehicles involved in the accident that happened earlier today would have been ticketed for speeding. One of them did fail to yield. Councilmember Lacy stated that he very rarely sees officers out patrolling during the high school lunch hour. Mr. Webb stated that the City's record stands for itself, it is excellent. Chief Halliday stated that statistics will show that yield signs cause more accidents than they prevent. The biggest problem is citizens not knowing what "right-of-way" means. Chief Halliday stated that they would try to patrol this area more often when possible.
 - C. Councilmember Laws stated that a child had been bitten by a dog on Monday night and this was reported to Officer Watkins, as of Wednesday at 6:30 the parents of this child had not been contacted regarding the incident. Chief Halliday stated that the animal was impounded, but he could not report on whether the officer had contacted the family. Councilmember Laws asked how much time the police are spending on animal control. Chief Halliday responded that the majority of Officer Watkins' time is scheduled for animal control.
 - D. Councilmember Laws asked if the ATV Ordinance was being enforced. Chief Halliday stated that they are stopping violators if they see them. It was questioned whether or not the officers could cite the parents of these violators and Chief Halliday stated that he would research that issue because he was not sure. Mr. Webb stated that with spring coming it may be a good idea to publish the ordinance again.

8. **Councilmember Laws moved that Mayor and Council move into public hearing regarding the zoning ordinance changes. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
---------------------------	-------------

constituting all members thereof, Mayor Balch declared the motion carried.

The public hearing time limit was set for three minutes. Mr. Webb explained the changes that were being made. No one had signed up to speak regarding the issue. Mayor Balch asked Mr. Webb to have this issue put on the next agenda for adoption. **Councilmember Laws moved that Mayor and Council move out of public hearing regarding the zoning ordinance changes. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
	Councilmember Slade

Those voting 'NAY'	NONE
---------------------------	-------------

constituting all members thereof, Mayor Balch declared the motion carried. Council returned to regular meeting at 7:33 p.m.

9. Mayor Balch presented the name of Mr. Gerald Gappmayer to be appointed to the Board of Adjustments. This is a five year appointment. All Council was in favor of this appointment. Mr. Webb was asked to draft a letter of appointment to Mr. Gappmayer and a letter of Appreciation to Mrs. Sherry Ray for her service.
10. Mayor Balch presented the name of Mr. James Harris for the Justice Court Judge Position. All were in favor of this appointment.
11. Mayor Balch stated that a map with the different services available in Blanding and where they are is something that needs to get done for the Visitor Center.
12. Councilmember Bayles explained that he received a phone call from a citizen who lives near the City Park on South Main Street. This citizen explained to him that people are using the restroom where there is no restroom. Councilmember Palmer stated that he has the same problem at his motel across the street. After a short discussion, it was decided to check with legal council and draft a resolution restricting sales of goods in city parks. If this is not legal it will be sent to Planning and Zoning for further discussion.
13. Councilmember Lacy presented Mayor and Council with the proposed changes to the dog ordinance. Advise and consent was given to send these changes to public hearing after approval by the City Attorney.
14. Councilmember Lacy discussed the issue of the curb and gutter installation at Don Smith's home. Councilmember Slade stated that he would like to see that when work is done by the City that we leave it as nice as we find it. Mr. Webb explained that we do work hard to leave it as found, but we will not reasphalt in the right-of-way at Don's home. Councilmember Laws also stated that adding curb and gutter is leaving that property approximately \$6,000 better than it was when we found it.
15. Councilmember Laws discussed the following items with Mayor and Council:
 - A. Explained that the meters at the fourth reservoir are not working and he feels they need to be replaced, mainly because of the City expecting the Irrigation Company and Conservancy District to make sure their meters are working. Mr. Fleming was advised to research the cost of these meters and get back with Councilmember Laws and then a decision will be made.
 - B. Stated that citizens need to be asked to conserve as much water as possible.
 - C. Questioned whether it is wise at this point to be planting grass at the four-plex due to the water shortage. Mr. Webb explained that if the money is not used for seeding by June 30, approximately \$20,000, it will have to be returned to Baseball Tomorrow. Councilmember Laws feels this needs to be looked at very carefully before continuing.
16. Councilmember Palmer stated that in the ten years that he has lived in Blanding he's never seen so much progress happening at one time and he is proud to be a part of it. Councilmember Lacy asked about the website. Councilmember Palmer stated that it is being upgraded to make it more user friendly. Councilmember Lacy stated that nowhere in the web site is there a place that tells about Blanding. He feels something should be added to entice people to relocate.
17. Councilmember Slade stated that he was at the Irrigation Meeting and they were discussing a pipe that runs to Keith Ivins. Mr. Webb explained that Mr. Ivins has always reserved some water to run to David's home. The pipe that is leaking there is an irrigation line not a city line.

18. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. All were answered to satisfaction.
- B. Recommended that the City take over the financial responsibilities and direction of the recreation district immediately. He would like to approach the district and have the board continue as an advisory board and hire the City as the director. We would then hire a director that would be a seasonal employee until June 30 and then they would become a full time employee with benefits. The books would be kept by Phil Lyman Accounting until June 30 and then they would be brought in house. The District would continue to act as an advisory board until the restrooms are built at the four-plex. Councilmember Lacy is concerned that there will not be enough work for a full-time person and Mr. Webb stated that this employee will keep busy with other projects if necesasry. All Mayor and Council were in favor of the plan as Mr. Webb presented it.
- C. Presented the bids on the sprinkler installation. Recommended accepting the low bid from Desert Rain on both the ball fields and the City Park. **Councilmember Palmer moved to accept the bid by Desert Rain for the installation of the sprinkler systems at the ball fields and the City Park. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer
Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- D. Explained that the San Juan Health Care District will be making a substantial request to the Community Impact Board for a grant/debt for additional equipment at the hospital. Mr. Webb questioned if the City would like to send correspondence to the CIB stating that the City is against the District going into additional debt and questions what good the grant will do under current structure. All Mayor and Council were in favor of this letter.
- E. Explained that Councilmember Laws attended the San Juan Transportation Service District meeting last night and received a grant for the City of \$120,000 to help with 300 West and 1600 South. This will be in addition to the \$125,000 given to the City each year.
- F. Mr. Webb explained that Roy Baracluff came to a meeting about the proposed hospital in Blanding. Monticello Councilmembers were to be at this meeting and they canceled and did not attend.

19. **Councilmember Lacy moved that the City amend the grandfather animal map to include Ferd Johnson's two properties. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles
Councilmember Lacy
Councilmember Palmer
Councilmember Slade

Those voting 'NAY'

NONE

Those abstaining

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried. Councilmember Laws stated that he did not attend the meeting when the evidence was presented.

20. Mr. Randy Pemberton asked if there would be a park at some point where parents and children can go together. Mr. Webb explained that it is in the master plan to build a park with restrooms, pool, tennis courts, basketball courts, pavilions, picnic areas and a playground.

21. Mrs. Distel explained that the employees at the Visitor Center should keep up with the events that are happening in Blanding, such as Kigalia Fine Arts, etc. Councilmember Lacy feels the marquee needs to be put back up. Mrs. Distel also stated that regarding the park issue if there were regulations posted that may help. She further stated that if citizens were aware of the requirement regarding the seeding at the ball fields they would probably be more understanding.

22. **Councilmember Palmer moved that the Council retire to executive session. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried. Council retired to executive session at 9:26 p.m.

23. Council returned from executive session at 10:20 p.m.

24. **Councilmember Slade moved that approval be given to a 60 day extension on the transfer agreement with Pacificorp. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

25. Advise and consent was given for Mr. Kay Johnson to negotiate the power deal on the Payson Power Project and advise Mr. Webb so that he can keep Mayor and Council updated.

26. Council gave continuous support of UAMPS pursuing the litigation of the bankruptcy of Enron.

27. Mr. Kay Johnson gave a report of his trading on UAMPS. This trading is cutting our losses.

Meeting adjourned at 10:27 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
March 13, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
David Palmer
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Planner: Bret Hosler

Absent:

City Councilmember: Dale Slade

Others Present: Greg Dudgeon, Gordon Hawkins, Karyle Frazier, John Lyman, Neil Joslin, Kent Hawkins, Mark Christiansen, Kyle Tate, Blain Hawkins, Don Larson, Brian Kirk, Jordon Christiansen, Legrand Redd, Shane Tahy, Joseph Begay

1. The prayer was offered by Councilmember Laws.
2. The Pledge of Allegiance was recited.
3. The minutes of the February 27, 2002 meeting were approved with the following changes:
 - A. The prayer was offered by Councilmember Slade.
4. Mr. Bret Hosler gave an update on the Blanding Community Legacy Trust. Mr. Hosler stated that they have had a very positive response from the community and he encouraged others to donate to the Trust.
5. Mr. Jim Borne, President of Southeastern Land Users Association, presented four different maps that are in development at this time. Councilmember Laws asked if copies of these maps could be made available for sale at the Visitor Center. Mr. Borne felt that they could be. Advise and consent was given for the maps to be sold at the Visitor Center as they are completed.
6. Fire Chief Gordon Hawkins requested permission to send two people to state fire academy training on May 9, 10, 11. Mr. Webb explained that in the past the City has not been able to file for grants because no firefighter is "firefighter one certified". This class would certify these people. Councilmember Laws stated the BLM firefighters highly recommended this training. Advise and consent was given for two members of the fire department to attend this training.
7. Ms. Karyle Frazier with the Edge of the Cedars State Park thanked Mayor and Council for their donation to the Indian Artist Festival. Ms. Frazier stated that approximately 100 artists had been recruited and they were excited to come to Blanding to participate. She felt that this has been a huge success.
8. Mr. Cody Webb representing the San Juan High School National Honor Society requested that the City donate \$250 to the annual Easter Egg Hunt. Advise and consent was given on this issue.

9. Mr. Greg Dudgeon, Park Manager at Hovenweep and Natural Bridges, gave an update to Mayor and Council of the things that are happening at these parks this year. Three projects will be happening at Natural Bridges, one which includes building a trail from the campground to the visitor center. Also, the grand opening for the new visitor center will be held on May 30, 2002.

10. Mr. John Lyman requested that the City reimburse his auto insurance deductible for the broken window which his van sustained when the power pole by the media center fell over. Mr. Webb explained that our insurance determined at the time that the City was not negligent because this was an act of God. The Mayor stated that he sympathized with Mr. Lyman, but felt that reimbursing the deductible would set a precedent that he didn't feel should be set. All Council denied reimbursing Mr. Lyman this deductible except Councilmember Lacy, who felt the City should do so. Mr. Lyman thanked Council for their time.

11. Mr. Philip Palmer, City Engineer, explained that the bid opening for the dug outs at the new baseball complex had been held earlier in the day. Mr. Palmer asked for the right to award the dug out contract after the sprinkler bid opening next week, when they will determine where the funding lies. Advise and consent was given for Mr. Palmer and Mr. Webb to award the dug out bids after the sprinkler bid opening, if amounts fall within the budget.

12. Mr. Jeff Black, General Services Director, presented the February 2002 Natural Gas and Water Reports. He explained that they are continuing to pump the 4th Reservoir all the way down. He further explained that Starvation has gone down 50 acre feet and the City has not been using this reservoir at all.

13. **Councilmember Laws moved that the City extend the contract with Bayles Plumbing to finish the raw water line to the ball fields to 1200 South and install the culinary water line from Highway 191 on 1600 South to the detention center property. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer**

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

14. **Councilmember Lacy moved that the City advertise for a public hearing on March 27, 2002 regarding the Board of Adjustment changes. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer**

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

15. Councilmember Lacy asked how the Judge position was coming and he was told this would be discussed later in executive session. Councilmember Palmer stated that he has a conflict of interest on this issue as he is applying for the position.

16. Mayor Balch stated that there is still one seat open on the Board of Adjustments and there are two members of the Planning and Zoning Commission whose seats expire this year.

17. Councilmember Laws discussed the following items with Mayor and Council:

- A. Explained that he has beaten up on the Edge of the Cedars State Park in the past because of their weed control issues. He stated that this year the museum is looking great.
- B. Showed brochures from Delta and Fillmore that had maps of their cities and the different places there are to eat, sleep, etc. Councilmember Laws feels that this is a possibility of something that could be placed in our Visitor Center about Blanding.
- C. Explained that a letter had been sent to the Irrigation Company and Water Conservancy District discussing the City's concerns about the water situation. This letter also passed on notice to the Irrigation Company that they need to start pumping the water from Recapture. Councilmember Laws also stated that he feels the City needs to start thinking about conservation efforts due to the lack of water this year.

18. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. All were answered to satisfaction.
- B. Presented the Water Treatment Plant Emergency Response Plan. Councilmember Lacy stated that KUTA needed to be taken off as they are shut down. **Councilmember Lacy then moved that the City adopt the Emergency Response Plan for Water and Wastewater. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Asked for permission to submit the Forest Service Community Assistance Grant for \$20,000 to begin site work, road work and base work for the Pioneer Park behind the Visitor Center. This is a USDA grant through the Forest Service. Approval was given.
- D. Asked for permission to submit a grant to the Federal Emergency Management Association for \$195,000 for a fire truck. The City has already saved \$45,000 towards this which can be used as a match. Approval was given to pursue this grant.
- E. Discussed the recreation situation. A lengthy discussion was held regarding whether the City wanted to take the recreation in-house or what other possibilities there were. Mr. Webb explained that he feels the director position should be a full-time position with benefits. Mr. Black feels like the City should take over the facilities and if there isn't enough volunteer efforts to run programs then they shouldn't be run. Councilmember Lacy feels this person should be more of an events director, not just for recreation. It was decided to proceed forward in the budgeting process as if the City will be taking this back in-house and that Mr. Webb work on a job description for the director position. He was further instructed to pursue a transition recommendation and bring it back to City Council.

- F. Presented the latest service agreement with Pacificorp on power supply. Mr. Webb recommends the signing of this contract. **Councilmember Laws then moved that the City approve the signing of the service agreement with Pacificorp. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those abstaining

Councilmember Lacy

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

- G. Mr. Webb recommended that the City table the adopting of the grandfather animal map as Craig Halls has not had a chance to comment on the issue.

19. **Councilmember Laws moved that Council retire to executive session. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

20. Mayor and Council retired to executive session at 9:20 p.m.
21. Mayor and Council returned from executive session at 9:50 p.m.

Meeting adjourned at 9:50 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
February 27, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
David Palmer
Dale Slade
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Engineer: Philip Palmer
Minutes Asst: Holly Walker

Others Present: Deborah Stevens, Alene May, Cordell Black, Neil Joslin, Ferd and Jo Johnson

1. The prayer was offered by Councilmember Slade.
2. The Pledge of Allegiance was recited.
3. The minutes of the February 13, 2002 meeting were approved with the following changes:
 - A. The agenda for tonight's meeting was dated February 13th instead of the 27th.
4. Mrs. Deborah Stevens with Edge of the Cedars State Park addressed Mayor and Council and thanked them for the efforts that are being made on the State Park Access Road. She explained that they will be holding two different workshops this summer which they are hoping will bring people into the area. The artists who will be conducting these workshops are well-known and she feels these workshops should be well attended.
5. Mayor Balch presented the name of Mr. David Lyman to be appointed to the Board of Adjustments for a five year term. Advise and consent was given for this appointment.
6. Mayor Balch explained that the next training for the Justice Court Judges will be in May, therefore there is not such an urgency on the hiring of the new judge at this time. Judge Hazleton from Monticello will once again handle the Blanding Court in the interim.
7. Councilmember Lacy presented the proposed changes to the ordinance from the Planning Commission regarding the Board of Adjustments. After some discussion, it was decided that there needed to be further work on this issue and some discussion with Sydney Fonsbeck at the Utah League of Cities and Towns. Also, Councilmember Lacy stated that he will be bringing the vicious dog ordinance before Mayor and Council for proposed changes there also.
8. Councilmember Laws explained that a water board meeting had been held. He explained that the mill had not come to the board with how much water they will be wanting this year. Councilmember Laws asked Mr. Jeff Black how the pumping of the 4th Reservoir was coming. Mr. Black explained that they are still pumping and that the pump is using about 15 gallons of fuel a day.

9. Councilmember Palmer explained that after some research he found that there is already a chlorinator at the swimming pool it just has not been being used. Mr. Black explained that several leaks have been found and the City crews are continuing to work on the problems. Mr. Black asked for permission to hire a couple of kids to clean up the swimming pool to prepare it for the summer season. Permission was given for Mr. Black to do so.

10. Councilmember Slade explained that he had spoken with Mrs. Donna Singer for an update on the hospital, but there is nothing definite to report at this time.

11. Ms. Turk, City Treasurer, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. All were answered to satisfaction.
- B. Presented the contract with Canyonlands National History Association for approval.

Councilmember Laws moved to approve the agreement with the addition that the City of Blanding will have the final say on what materials are offered at the Visitors Center.

Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

12. **Councilmember Slade moved that Council move into public hearing. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried. A five minute time limit was set for the public hearing. Mr. Philip Palmer explained that this public hearing is regarding the fact that Mr. Ferd Johnson feels that his property was inadvertently left off the grandfather map for animal rights.

There was no discussion on this issue. Councilmember Palmer moved to close the public hearing.

Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

13. Ms. Turk reminded Mayor and Council of the Visitor Center grand opening on Monday, March 11, 2002 at 9:00 a.m. Mayor Balch also encouraged all those who have not been to visit the new hangar to do so.

14. **Councilmember Laws moved to adopt Resolution 2002-3 A Resolution approving the Transfer of Cable Television Franchise. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Laws

Councilmember Palmer

Councilmember Slade

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

Meeting adjourned at 7:45 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
February 13, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
David Palmer
Dale Slade
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Planner: Bret Hosler

Absent:

City Councilmember: Kelly Laws

Others Present: Kay Johnson, Karyle Frazier, Teri Paul, Lynn Stevens, Lynette Stevens, Cordell Black, Randee Bayles, Lilian Bayles, John Brake, Ferd Johnson, Val Hurst, Dustin Hurst, Phil Mueller, Gary Guymon, Nathan Einerson, Mike Halliday

1. The prayer was offered by Mayor Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the January 23, 2002 meeting were approved with the following changes:
 - A. Page 2, #8A - Councilmember Lacy stated that he had spoken to Chief Halliday and was waiting for Mike to get back to him.
4. Mr. Randee Bayles, Board member of the Central San Juan Recreation District, discussed the district and its continuing problems with Mayor and Council. Mr. Bayles stated that they are receiving the same amount of money from the City that they did when the district was first created several years ago. He asked that the City consider raising the amount of money given the district at budget time. Mr. Bayles further stated that the district is struggling financially and feels it would be better run with a full time director who would receive benefits, but they cannot afford that at this time.
5. Ms. Karyle Frazier and Ms. Teri Paul addressed the Mayor and Council on behalf of the 2002 Native American Art Awards/Four Corners Indian Art Festival. This will be held at the Edge of the Cedars Museum. They asked for a donation from the City of \$500 to help fund this event. Advise and consent was given to do so. They further explained that the museum had a display case they would be willing to loan to the visitors center for six months. Mayor and Council gave permission for the visitors center committee to borrow the case.
6. Mr. Ferd Johnson addressed Mayor and Council regarding his grandfather rights on his property. He explained that he was left off the map when it was adopted in 1990. Mr. Johnson had pictures and letters from adjoining property owners stating that he did have animals there in the past and has continued to have animals there. Councilmembers Bayles and Lacy both felt his property should be added to the map. Council instructed Mr. Hosler to advertise to hold a public hearing to begin the process of amending the ordinance map to reflect the changes.

7. Mr. Dustin Hurst asked that Mayor and Council consider developing a track for motorcycles, four wheelers, etc. as there is not a place for the kids to ride at this time.
8. Mr. Philip Palmer addressed Mayor and Council in behalf of the Visitor Center Committee. He explained that they would like to have a temporary display in cabinets as an appetizer of things to come. He asked for \$1,500 to get this together and to get ready for the grand opening. Mr. Webb explained that this money had been budgeted for this year. Approval was given.
9. Judge Lynn Stevens explained to Mayor and Council that he would be running for County Commissioner this year and in doing so he would have to resign his position as Justice Court Judge for the City. He explained that his last day in court will be March 4, 2002. Permission was given to Mr. Webb to run an ad requesting applications for this position.
10. Mr. Mike Halliday, Chief of Police, discussed the following items with Mayor and Council:
 - A. Explained that his office had served a search warrant approximately one week ago and in doing so were led to a meth lab, which was not in service. This has been an ongoing operation. The results of this operation were to shut down a meth operation of approximately \$100,000 per week. This meth was not being made in Blanding, but the two individuals involved from Blanding were buying supplies and sending them north for manufacture. Chief Halliday explained that another warrant had been served this week and charges were pending on that warrant. Councilmembers Palmer and Slade stated their appreciation for the Police Department.
 - B. Explained that the department is in desperate need of a computer server. The cost on this will be between \$2,500 and \$3,000, of which is in the budget. Permission was given.
 - C. Councilmember Bayles addressed Ernest Montano's concern about the speeds through school zones. Chief Halliday stated that his officers have been very busy, but that he will have someone patrolling that area again right away.
11. Mr. Kay Johnson updated Mayor and Council on the power situation. He explained that the City had been participating in profits from the UAMPS Pool and because of a forward purchase of power by the UAMPS Board and the subsequent cap of the market by the Federal Government, the UAMPS pool has suffered a significant loss and cash flow problem. The City, by contract, will share in this loss currently at \$2,600 a month and it could go as high as \$6,500 a month. Mayor and Council were concerned that this could happen and asked if changes were in place to protect the City in the future. Mr. Johnson explained that UAMPS policies were changed to require forward purchases to be obligated to specific entities/cities. He explained that the money paid out by the City to UAMPS to cover the losses/cash flow problem would be in the form of a loan and would eventually be paid back to the City with interest.
12. Mr. Bret Hosler, City Planner, addressed the following items with Mayor and Council:
 - A. Presented the 2001 Annual Building Report.
 - B. Explained that the Blanding Community Legacy Trust Committee is at a point to begin searching for funding. Mr. Hosler asked for permission to have possible donations come through the City utility billing for the Trust. Ms. Turk explained that the auditors have been contacted and they felt there would be no impact to the City's financial statements in doing this. Permission was given to Mr. Hosler on this issue.
 - C. Gave an update on the White Mesa Transportation Plan. Explained that UDOT had completed the gps work on our streets today.

13. Mr. Jeff Black, General Services Director, addressed Mayor and Council on the following items:
 - A. Presented the 1/02 Water and Natural Gas Reports.
 - B. Explained that they had begun pumping the Fourth Reservoir on February 1 and as of today they had pumped 12.5 acre feet.
14. Mayor Balch presented the name of Mrs. Beppy Gibbons to be appointed as the new member of the Blanding Community Legacy Trust Committee. Advise and consent was given for this appointment.
15. Councilmember Lacy discussed the following items with Mayor and Council:
 - A. Recommended that the 4th of July parade and fireworks be held on July 6 which is a Saturday. After a short discussion, it was decided that the parade and fireworks will be held on July 4, 2002 with events going through the weekend.
 - B. Explained that they are continuing to monitor the natural gas prices to get them locked in. Because of constant fluctuations they have not locked in yet.
16. Mr. Webb addressed the BLM and the water issue for Councilmember Laws. He stated that in regards to the draft agreement written up by the BLM that Councilmember Laws has a few concerns. He feels that the BLM should not ever be allowed to take water from fire hydrants unless they are fighting fires inside city limits. He further stated that other water taken should be billed at 75% of culinary rates. Other suggestions included listing which reservoirs the BLM is not allowed to use.
17. Councilmember Palmer also discussed the Recreation Districts problems. He reiterated what Mr. Bayles had said earlier. He explained that the City Pool, which the Recreation District runs, was losing four inches of water a day at the end of last season. Mr. Webb and Mr. Justin Moon, the Recreation Director, approached the County for additional money and they were told the County would not be giving any further money. Mr. Webb recommended the repairs needed be done out of the Recreation Capital Reserve Account. Mr. Jeff Black was given the assignment by the Mayor to find the leak at the pool and fix it if possible and keep them aware of the situation. Councilmember Palmer will come back to Council with prices on the chlorinator, which also needs to be purchased.
18. Councilmember Slade explained that he had attended the Montezuma Creek health board meeting. He explained that the Utes money did not go through for the new hospital. They are continuing to try to raise the money.
19. Mr. Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on financial disbursements. All were answered to satisfaction.
 - B. Explained that he would like to partnership with Canyonlands Natural History Association to help offset some costs at the Visitors Center. Mr. Webb further explained that CNHA is a non-profit organization that was set up to gain educational items about our state parks, forest and public lands here and to put that to the public. They sell brochures etc. at these different areas and then grant those monies back to parks, etc. CNHA is suggesting they start by paying the Visitor Center \$250 a month, do a space analysis, brochure displays, book displays and training at no cost to us. Mr. Webb was given permission to negotiate this contract.
 - C. Presented the 2001 Annual Water Report.

- D. Explained that a bid opening was held for the storage facility at the Arts and Events Center. The low bidder was Yoakam Contracting at \$26,400, which is substantially less than budgeted. The Arts and Events Center Board has approved the contract with Yoakam. **Councilmember Palmer moved to accept the bid of \$26,400 by Yoakam Contracting for the storage facility at the Arts and Events Center. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

- E. Explained that the grand opening for the visitor center will be held on Monday, March 11 at 8:00 a.m.
- F. Explained that the grand opening for the new hangar will be held on Monday, February 25 at 2:30 p.m.
- G. Explained that all of the money budgeted for natural gas incentives had been used.
- H. Explained that he would like to purchase pipe now for the projects this summer due to the fact that prices are quite low at this time. After receiving five requests, the cost will be approximately \$30,000 which is significantly less than expected.

20. **Councilmember Lacy moved to adopt the bond resolution authorizing the issuance of a Parity Water Revenue Bond, Series 2002 of Blanding City, San Juan County, Utah. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

21. **Councilmember Palmer moved that Mayor and Council adjourn to executive session. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**


Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

22. Mayor and Council returned from executive session at 10:00 p.m.

23. Mayor Balch gave Mr. Kay Johnson permission to negotiate the contracts with UP&L as long as Mr. Webb was kept updated on the situation.

Meeting adjourned at 10:00 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
January 23, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
Kelly Laws
David Palmer
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Planner: Bret Hosler

Absent:

City Councilmember: Dale Slade

Others Present: Neil Joslin, Lynn Stevens, C.J. Redd, Michael Larson, Kyle Johnson, Dane Lyman, Mason Lyman, Chance Adams, Lawrence Hawkins, Greg Fahey, John Fahey, Cameron Porter, Greg Moses, Shea Frazier, Bryce Meyers, Kohler Black, Cody Montgomery, Jordan Palmer, Travis Frazier

1. The prayer was offered by Councilmember Lacy.
2. The Pledge of Allegiance was recited.
3. The minutes of the January 9, 2002 meeting were approved as presented.
4. Mr. Lynn Stevens requested that Mayor and Council consider holding the 4th of July celebration, such as the parade and fireworks, on the 6th which is a Saturday. Mayor Balch asked that Council consider this request and a decision will be made at the council meeting on February 13, 2002.
5. Shea Frazier suggested that the City build a skate park. Mayor Balch informed him that there are plans to do so in the future long range plans for the new baseball complex.
6. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Updated Mayor and Council on the moderate income housing plan. The legislature is making it clear that they would like cities to be in the house building business. Mr. Hosler suggested that a letter be sent to the legislators stating the City of Blandings' opposition to the plan. After a short discussion on the issue, approval was given to send this letter.
 - B. Updated Mayor and Council on the transportation plan. Horrocks Engineers will be working with the City on this plan. Councilmember Lacy was invited to attend a meeting that will be held the week of the 28th.

7. Councilmember Bayles explained that he and several others met with three different consulting groups regarding the airport. **Councilmember Bayles moved that the City accept Armstrong Engineering to serve as the airport consultant for up to five years. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

8. Councilmember Lacy discussed the following items with Mayor and Council:
- A. Discussed the possibility of having stop signs installed along 100 East. Mr. Jeff Black and Mr. Philip Palmer both stated that studies have shown that installing stop signs generally cause more accidents than they stop. It also increases the liability to the City. Councilmember Lacy stated that he had contacted Chief Halliday about the situation and was waiting for a recommendation from him.
 - B. Reported a street light that was out on 100 East and 300 South.
 - C. Explained that he met with the fire department and was made aware that some of their equipment dates back to the 1980's. Mayor Balch stated that the fire department was given everything they asked for at budget time. Councilmember Lacy stated he would suggest to Chief Hawkins that new equipment be asked for in his budget this year.

9. Councilmember Laws discussed the 4th Reservoir situation with Mayor and Council. He explained that he feels that we are at the point to begin pumping. After a short discussion, it was decided to begin pumping the water as soon as possible. Mr. Webb explained that the final archaeological reports should be ready by the end of January.

10. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
 - B. Explained that he is working on a proposal with Eagle Mountain and Santaquin, who are both purchasing natural gas from Wasatch Energy, to join together to purchase our natural gas. Mr. Webb was given permission to continue to negotiate with these cities on this issue.
 - C. **Councilmember Laws moved that Mayor Balch be given permission to sign the Community Impact Board grant contract for \$500,000 for the 4th Reservoir Project. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Laws
	Councilmember Palmer
Those voting 'NAY'	NONE
Those absent	Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

- D. Explained that he had received a renewal request from Kathleen Redd on her conditional use permit. Mr. Webb stated that Chief Halliday had inspected the property and found everything in order. Advise and consent was given to renew this permit.
- E. Presented a draft copy of a curation policy for the visitors center. A short discussion was held regarding the lending and borrowing of items. It was decided that the committee would decide what items would be displayed when and how, but the Council would have the authority to accept and lend items.
- F. **Councilmember Lacy moved to accept the inter-local mutual aid agreement with San Juan County. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer**

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

**constituting all members thereof, Mayor Balch declared the motion carried.
(See Page 4)**

11. Mr. Lynn Stevens stated that the 4th of July committee had suggested having an event each month of the 2005 centennial year. Suggestions were possible pageants, skits, etc.

12. **Councilmember Laws moved to retire to executive session. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Bayles
Councilmember Lacy
Councilmember Laws
Councilmember Palmer**

Those voting 'NAY'

NONE

Those absent

Councilmember Slade


constituting all members thereof, Mayor Balch declared the motion carried.

13. Mayor and Council retired to executive session at 8:22 p.m.

14. Mayor and Council returned from executive session at 9:00 p.m.

Meeting adjourned at 9:00 p.m.

By


M. Kate Turk, Deputy Recorder

INTER-LOCAL MUTUAL AID AGREEMENT

THIS AGREEMENT is made and entered into this _____ day of _____, 2001, by and between the City of Blanding and San Juan County, for the purpose of providing reciprocal fire protection service and backup of equipment and fire fighting personnel.

WHEREAS, each of the participants in the Agreement has certain fire fighting equipment and personnel which periodically the other participants in this Agreement requests be put online or on standby during fire fighting operations; and

WHEREAS, the participating agencies are covered by insurance of various types, including self insurance and both agencies desire to protect their fire fighting equipment and personnel from any loss which may be incurred during a mutual fire fighting events; and

WHEREAS, terms and conditions have been agreed upon between the agencies to provide mutually for fire fighting assistance and at the same time securing the fiscal integrity of the participants.

NOW, THEREFORE, the parties mutually covenant and agree as follows:

1. Each of the entities entering into this Agreement agrees upon requests from any other participant to provide fire fighting equipment and personnel in case of an emergency occurring in the participating agency's area of response. The amount of equipment committed on a mutual fire fighting event shall be by agreement of the respective Fire Chiefs. The Fire Chief providing services will have the last and final decisions on what equipment he/she can provide from his agency's stock, respecting the primary duty to protect his employer's agency. In the event the Fire Chief is absent, then said decision shall be made by his authorized officer in charge (IOC) or other authorized agency official.

**SAN JUAN
COUNTY COPY**

2. RESPONSES:

Any request from the other agency for assistance from the other agency shall be on either one of three levels:

- A. BACKUP:** In those circumstances where an agency has an active fire or emergency response, but have sufficient fire fighting and personnel to handle the fire with its own resources but requires the other agency to provide standby personnel and/or equipment, the same shall be provided by the other agency on a stand-by basis.
- B. ACTIVE FIRE FIGHTING ASSISTANCE:** In those circumstances where the agency is faced with an active fire or emergency response requires actual assistance with the fire fighting or emergency response process.
- C. FIRST RESPONSE:** In those circumstances where one agency may be able to respond quicker to a fire call or emergency response in the other's agency response area and will provide first response activities until the other agency is able to respond and take over response activities.

3. INSURANCE:

Each agency providing personnel and/or equipment on a reciprocal basis will be deemed to have included provisions for paying its own liability insurance, workmen's compensation insurance and health and accident insurance to cover its own personnel and equipment.

With respect to personnel and equipment provided for active fire fighting,

any loss occasioned to a visiting agency's personnel or equipment which is not covered by one of the forms of insurance described in the preceding paragraph will be borne by the agency requesting fire assistance. Such equipment and personnel will be deemed to be operating in the requesting agency under the direction of the Fire Chief of that agency. Any loss or damage to equipment or loss or injury of personnel which has not been covered by the described insurance will be borne by the agency requesting the assistance. Equipment value calculations for purpose of this paragraph will be based on the current market value of the damage or lost equipment as of the date of the loss, taking into account the age of the equipment, depreciation thereon, appreciation of value since acquisition and similar factors currently in use in the appraisal community. The payment for appraised loss or damage to equipment shall be within thirty (30) days of presentation of the appraisal. Failure to pay any such loss shall constitute a breach of this contract for which the party in breach will be liable for the amount of the loss plus interest at 21 percent per annum, costs of courts and reasonable attorney's fees.

4. MISCELLANEOUS PROVISIONS:

- A. The invalidity of any portion of this Agreement shall not prevent the remainders from being carried into effect. If any term or provision of this agreement is declared by a court of competent jurisdiction to be illegal or in conflict with any law, the validity of the remaining terms and provisions shall not be affected and the rights and obligations of the parties shall be construed and enforced as if this agreement did not contain the particular term or provision held to be invalid:
- B. The provisions contained in this Agreement constitute all

covenants, agreements, obligations, and stipulations agreed on by the parties, and all previous mutual aid agreements, whether verbal or written, are hereby declared by mutual consent to be null and void.

- C. This Agreement shall not have any effect on other Agreements entered into by the agencies for the provision of fire protection.
- D. This Agreement may be modified or amended by written agreement by both parties, but no oral modification or amendments shall be effective.
- E. Each cooperating fire department shall have the same immunities and privileges when on call in any agency participating under this Agreement as the said fire department shall have and enjoy in its own agency,

5. TERMS OF AGREEMENT:

- A. This Agreement shall be for a term of five years commencing with the date hereof. This agreement is made pursuant to and in conformance with Title 11, Chapter 13 of the Utah Code Annotated, 1953, as amended.
- B. Any party to this Agreement may withdraw from the same at any time by giving thirty (30) days written notice to the other agency of this agreement to the following:

FOR SAN JUAN COUNTY:

San Juan County Fire/Emergency Services
117 South Main Street #202

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
January 9, 2002
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Brian Bayles
David Lacy
David Palmer
Dale Slade
City Administrator: Chris Webb
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Planner: Bret Hosler

Absent:

City Councilmember: Kelly Laws

Others Present: Neil Joslin, Phil Mueller, Ron Theobald, David Carr

1. The prayer was offered by Philip Palmer.
2. The Pledge of Allegiance was recited.
3. The minutes of the December 26, 2001 meeting were approved as presented.
4. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Gave an update on the master transportation plan. He explained that the City has been awarded \$40,000 in total funding so far. Mr. Hosler stated that the City received 4 responses on the request for proposal and all bids were substantially over budget. Calls are being made to UDOT to see if there is a possibility of receiving matching funds on this issue.
 - B. Explained that the Legacy Trust Committee had their first official meeting. A presidency was elected and the information to become a 5013(c) corporation was submitted to the State of Utah.
5. Mr. Philip Palmer, City Engineer, presented the 10 year capital improvements plan for the airport. In 2002 new runway lights and a parking apron will be installed. After a short discussion, **Councilmember Palmer moved that the 10 year capital improvements plan for the airport be approved. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Bayles

Councilmember Lacy

Councilmember Palmer

Councilmember Slade

NONE

Those voting 'NAY'

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

Mr. Palmer stated that the FAA requires an independent consultant to review plans for the next 5 years. Councilmember Bayles will be on the airport committee.

6. Mr. Palmer explained that contact had been made with Russ Tangren, the engineer from Moab on the failure of Main Street chip seal project. LeGrande Johnson will be bringing in brooms and vacuum trucks to remove excess rocks and to repaint the stripes. Councilmember Lacy stated that the stripes are very hard to see north of town where the turning lane was installed. Mr. Webb explained that the portion north of town will be chip sealed and painted in the spring.

7. Mr. Jeff Black, General Services Director, presented the December 2001 Natural Gas and Water Reports. Mr. Webb explained that approximately one-half of the natural gas incentive money has been used. Councilmember Slade asked where the 4th Reservoir project was at this time. Mr. Webb explained that they are trying to wait until spring to pump and see if the City can use the water.

8. Mayor Balch excused Councilmember Laws who is working out of town.

9. Mayor Balch discussed the following items with Council:

- A. Presented the 2002 council assignment list. He explained that it would stand as presented unless someone had a real issue with a certain assignment.
- B. Presented Jeff Black and Philip Palmer with a pocketknife to recognize their outstanding service above and beyond what is expected.

10. Councilmember Bayles stated that he is looking forward to being a part of the council.

11. Councilmember Lacy discussed the following items with Mayor and Council:

- A. Asked who the members of the Planning Commission were. Mr. Hosler gave him their names and also stated that he would get Councilmember Lacy copies of all of the planning and zoning documents he would need.
- B. Asked about the budget for the July 4th celebration. Mr. Webb explained that the budget contains \$3,500 for the celebration and \$2,500 for fireworks. He also made Councilmember Lacy aware that Lynn Stevens will be the 4th of July Chairman through the 2005 Centennial Celebration.
- C. Asked if there was a master plan for curb and gutter. Mayor Balch suggested that he contact Mr. Black about questions regarding the curb and gutter.

12. Councilmember Palmer stated that he felt the City might want to look into the possibility of making the proposed pool at the new recreation complex to be made regulation size in case the school goes AAA, for swim meets, etc. Councilmember Lacy asked if any provisions had been made for prairie dog control. Mr. Webb explained that he is not aware of any provision that can be made and that nothing special had been done this isse.

13. Councilmember Slade discussed the new clinic and the possibility of altering the landscaping. Mr. Hosler stated that he would like to meet with them on that issue. Councilmember Slade stated that he did not have any updates on the hospital.

14. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
 - B. Presented the master plan on the recreation complex. He stated that the pool, tennis courts, skate park and parking lot are in the future plans. Councilmember Bayles asked if they were going to straighten 300 West and Mr. Webb stated that they were. He further explained that Centennial park will be approximately 4 acres in size and should be able to be completed with existing funds.
 - C. The Mayor announced that the time had come to consider the approval of the Power Sales Contract (the "*Power Sales Contract*") between the Member and Utah Associated Municipal Power Systems ("*UAMPS*") and the Payson Power Project (the "*Project*") of UAMPS.

Mr. Webb stated that GDS Associates, Inc., consulting engineers to UAMPS, had prepared its' preliminary Engineering Reports covering various engineering and economic matters regarding the Project (Collectively, the "*Engineering Reports*"). The Engineering Reports include a description of the properties, facilities and equipment that will be included in the Project, together with discussions and analysis of:

- the proposed design and siting of the Project;
- the construction contractor and the operations contractor for the Project and their experience with similar project;
- the fuel supply used to operate the Project and the projected costs of the fuel supply;
- various environmental and regulatory matters regarding the Project;
- the projected capital expenditures necessary for the operation of the Project and the useful life of the Project; and
- a comparison of the projected total costs of the Project and the projected market price of electric energy in the western U.S.

The Governing Body discussed the principal conclusions set forth in the Engineering Reports.

The Governing Body then discussed the current requirements of the Member for the electric power and energy, the power supply resources presently used to meet a portion of these requirements and the quantities of energy being purchased on the market to meet the Member's requirements. It was observed that the Member would utilize the electric energy from its Entitlement Share in the Project, to meet the existing and reasonably anticipated requirements of the Member for supplies of electric energy. The Governing Body discussed factors affecting other power supply resources and the economies of scale that will be achieved by participating in the Project with other members of UAMPS. It was noted that the Member's Entitlement Share would provide a long-term supply of electric energy at cost-based prices and would reduce the Member's need for electric power and energy from outside sources that could be subject to price escalation and volatility in future years.

The form of the Power Sales Contract was then presented to the Governing Body and the principal terms and provisions of the Power Sales Contract were discussed, the same having been previously reviewed in detail by officials of the Member. Based upon the estimated 160 MW generating capacity of the Project,

the Member's proposed 0.5140% Entitlement Share in the Project will represent a maximum of 0.822 MW of capacity. The Governing Body was advised that UAMPS was engaged in negotiations with prospective gas suppliers for the Project and that a portion of the Project or its output could be sold to the gas supplier. In this event, the Member's Entitlement Share or its right to a certain amount of Project capacity would be reduced. For the purposes of this item, the City Recorder presented the Governing Body an affidavit evidencing the giving of public notice of the agenda, date, time and place of January 9, 2002 regular public meeting of the Governing Body in compliance with the requirements of applicable Utah law. The affidavit was ordered recorded in the minutes of the meeting. (See page 5)

- D. **Councilmember Lacy moved to adopt Resolution 2002-2 The Payson Power Project Sales Contract. Councilmember Bayles seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

(See page 6)

- E. **Councilmember Slade moved to adopt Resolution 2002-1 appointing officers of the City of Blanding. Councilmember Lacy seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Bayles
	Councilmember Lacy
	Councilmember Palmer
	Councilmember Slade
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

(See page 9)

15. A question was asked about why the City is considering a bypass route. Mr. Hosler explained that it is for future planning. Councilmember Palmer stated that the state may require it at some point, so it is mainly to protect us.

Meeting adjourned at 8:10 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

STATE OF UTAH

)

)

COUNTY OF SAN JUAN

)

I, the undersigned, the duly qualified and acting City Recorder of Blanding, San Juan County, Utah (the "*Member*"), do hereby certify, according to the records of the Member in my official possession, and upon my own knowledge and belief, that in accordance with the requirements of Section 52-4-6(2), Utah Code Annotated 1953, as amended, I gave public notice of the agenda, date, time and place of the January 9, 2002, regular public meeting held by the Governing Body of the Member, by:

(a) causing a Notice of Public Meeting to be posted at the principal office of the Governing Body on _____, at least 24 hours before the convening of the meeting, in the form attached hereto as *Exhibit A*; said Notice of Public Meeting having continuously remained so posted and available for public inspection during the regular office hours of the Governing Body until the convening of the meeting; and

(b) causing a copy of the Notice of Public Meeting in the form attached hereto as *Exhibit A* to be provided on _____, at least 24 hours before the convening of the meeting, to the *Blue Mountain Panorama*, a newspaper of general circulation within the geographic jurisdiction of the Member and to each local media correspondent, newspaper, radio station or television station that has requested notification of meetings of the Governing Body.

RESOLUTION No. 2002-2

A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF THE
PAYSON POWER PROJECT POWER SALES CONTRACT WITH UTAH
ASSOCIATED MUNICIPAL POWER SYSTEMS AND RELATED MATTERS.

WHEREAS, Blanding City, San Juan County, Utah (the "*Member*") is a member of Utah Associated Municipal Power Systems ("*UAMPS*") pursuant to the provisions of the Utah Associated Municipal Power Systems Amended and Restated Agreement for Joint and Cooperative Action (the "*Organization Agreement*");

WHEREAS, one of the purposes of UAMPS under the Organization Agreement is the acquisition and construction of electric generating, transmission and related facilities in order to secure reliable, economic sources of electric power and energy for its members;

WHEREAS, UAMPS has proposed to pursue the acquisition and construction of a natural gas-fired electric generating facility (the "*Project*");

WHEREAS, in order to obtain a long-term supply of electric energy and to enable UAMPS to proceed with the acquisition and construction of the Project, the Member desires to enter into the Payson Power Project Power Sales Contract (the "*Power Sales Contract*") with UAMPS; and

WHEREAS, the Member acknowledges that the obligation of the Member to make the payments provided for in the Power Sales Contract will be a special obligation of the Member and an operating expense of the Member's electric system, payable from the revenues and other available funds of the electric system, whether or not the Project or any portion thereof is acquired, completed, operable or operating and notwithstanding the suspension, interruption, interference, reduction or curtailment of the output thereof for any reason whatsoever;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of Blanding City, San Juan County, Utah, as follows:

Section 1. Execution and Delivery of the Power Sales Contract. (a) The Power Sales Contract, in substantially the form attached hereto as *Exhibit B*, is hereby authorized and approved, and the Mayor is hereby authorized, empowered and directed to execute and deliver the Power Sales Contract on behalf of the Member, and the City Recorder is hereby authorized, empowered and directed to attest and countersign such execution and to affix the corporate seal of the Member to the Power Sales Contract, with such changes to the Power Sales Contract from the form attached hereto as *Exhibit B* as shall be necessary to complete the form of the Power Sales Contract or to correct any minor irregularities or ambiguities therein and as are approved by the Mayor, his execution thereof to constitute conclusive evidence of such approval.

(b) The Member's proposed Entitlement Share in the Project, as set forth in the attached Power Sales Contract, is hereby approved. The Governing Body hereby approves up to a 10% increase in the Member's Entitlement Share, if necessary to provide for a full allocation of the capacity and costs of the Project. The Governing Body also approves up to a 30% reduction in the Member's Entitlement Share (or the amount of Project Capacity represented by the Entitlement Share) in the event that UAMPS makes a portion of the Project or its output available under joint ownership, power sales or other arrangements with a provider of natural gas services to the Project. The Governing Body hereby approves any conforming changes to the Power Sales Contract that are necessary to reflect the actual ownership arrangements for the Project, the arrangements for a fuel supply for the Project and related matters.

Section 2. Other Actions with Respect to the Power Sales Contract. The Mayor, the City Recorder, legal counsel for the Member and other officers and employees of the Member shall take all actions necessary or reasonably required to carry out, give effect to, and consummate the transactions contemplated hereby and shall take all actions necessary to carry out the execution and delivery of the Power Sales Contract and the performance thereof, including, without limitation, the delivery of such closing certificates and opinions as may be requested from time to time by UAMPS in connection with the issuance of Bonds to finance or refinance the costs of the Project.

Section 3. Miscellaneous; Effective Date. (a) This resolution shall be and remain irrevocable until the expiration or termination of the Power Sales Contract in accordance with its terms.

(b) All previous acts and resolutions in conflict with this resolution or any part hereof are hereby repealed to the extent of such conflict.

(c) In case any provision in this resolution shall be invalid, illegal or unenforceable, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby.

(d) This resolution shall take effect immediately upon its adoption and approval.

ADOPTED AND APPROVED this 9th day of January, 2002.

BLANDING CITY, SAN JUAN COUNTY, UTAH

Mayor

ATTEST AND COUNTERSIGN:

City Recorder

[SEAL]



CITY OF BLANDING

"Base Camp to Adventure"

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

RESOLUTION 2002 - 1

A RESOLUTION APPOINTING OFFICERS OF THE CITY OF BLANDING

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the following named persons be appointed to the following offices for the respective periods shown:

Chris D. Webb	City Administrator	1/09/02-12/31/03
	Recorder	1/09/02-12/31/03
	Purchasing Agent	1/09/02-12/31/03
	Procurement Officer	1/09/02-12/31/03
	Budget Officer	1/09/02-12/31/03
M. Kate Turk	Emergency Coordinator	1/09/02-12/31/03
	City Treasurer	1/09/02-12/31/03
	Assistant EMG Coordinator	1/09/02-12/31/03
Philip L. Palmer	City Engineer	1/09/02-12/31/03
Melvin M. Halliday	City Marshall	1/09/02-12/31/03
	(ex-officio Chief of Police)	
Lynn Stevens	Justice of Peace	1/09/02-12/31/03
Gorden Hawkins	Fire Chief	1/09/02-12/31/03

PASSED, ADOPTED and APPROVED this 9th day of January, 2002.

Signed _____
Calvin Balch, Mayor

ATTEST:

Chris D. Webb, Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
December 26, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Kelly Laws
David Palmer
Dale Slade
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk

Others Present: Guen Smith, David Lacy

1. The prayer was offered by Mayor Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the December 12, 2001 meeting were approved with the following changes:
 - A. Councilmember Black was absent until the executive session portion of the meeting.
4. Mayor Balch presented Councilmembers Black and Smith with plaques of appreciation for their service to the City during the past four years.
5. Mayor Balch explained that he had received an invitation from Governor Leavitt to the opening and closing ceremonies of the Olympics. He explained that he and his wife and two other couples for \$5,000. His intention is to decline the invitation.
6. Councilmember Black thanked everyone for the opportunity to work with them. He further stated that he will continue to come to meetings to see that things they have begun will be followed up on.
7. Councilmember Palmer thanked Councilmembers Black and Smith for their experience and stated he is looking forward to working with the new councilmembers.
8. Councilmember Slade echoed the sentiments stated previously. He has appreciated working with the councilmembers also.
9. Councilmember Smith questioned whether the airport lease agreement had been signed on the new hangar. Mr. Webb explained that it had been completed.

10. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
- B. Presented the grant application to the Utah Division of Parks and Recreation, Land and Water Conservation Fund in the amount of \$150,000 for the needed funds to make the parks and recreation facilities functional. Mr. Webb explained the funds will be in accordance with the resource breakdown attached. The total participation by the City is \$72,000. Mr. Webb further explained that the proposed operation cost would be the same as originally planned. He then asked council to approve the application and plan. **Councilmember Palmer moved that Mr. Webb be authorized to submit the grant application to the Land and Water Conservation Fund. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black
Councilmember Laws
Councilmember Palmer
Councilmember Slade
Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Presented the 2002 Council Meeting schedule which was approved by Mayor and Council. (See page 3)
- D. Presented the 2002 Holiday Schedule which was approved by Mayor and Council. (See page 4)
- E. Explained that Marylynn Smith has retained Rose Riley to negotiate on the right-of-way issue on her property.

11. Mr. David Lacy asked if there was going to be a shade between the fields and the backstops at the new baseball complex. Mr. Webb explained that there would be.

Meeting adjourned at 7:39 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder



CITY OF BLANDING

“Base Camp to Adventure”

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

2002 Council Meeting Schedule

7:00 PM 2nd & 4th Wednesdays

January 9, 2002	July 10, 2002
January 23, 2002	July 24, 2002
February 13, 2002	August 14, 2002
February 27, 2002	August 28, 2002
March 13, 2002	September 11, 2002
March 27, 2002	September 25, 2002
April 10, 2002	October 9, 2002
April 24, 2002	October 23, 2002
May 8, 2002	November 13, 2002
May 22, 2002	November 27, 2002
June 12, 2002	December 11, 2002
June 26, 2002	No 2 nd Meeting in December



CITY OF BLANDING

"Base Camp to Adventure"

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

City of Blanding

2002 Holiday Schedule

January 1st	Tuesday	New Years Day
January 21st	Monday	Human Rights Day
February 18th	Monday	Presidents Day
May 27th	Monday	Memorial Day
July 4th	Thursday	Independence Day
July 24th	Wednesday	Pioneer Day
September 2nd	Monday	Labor Day
October 14th	Monday	Columbus Day
November 11th	Monday	Veterans Day
November 28th	Thursday	Thanksgiving
November 29th	Friday	Day After Thanksgiving
December 25th	Wednesday	Christmas

These are the scheduled City holidays for the year. Please plan work loads, additional vacation, and emergency services accordingly.

Chris Webb, City Administrator

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
December 12, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: David Palmer
Kelly Laws
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
City Engineer: Philip Palmer
General Services Director: Jeff Black

Absent:

City Councilmember: Clisbee Black
Dale Slade

Others Present: Guen Smith, Terri Laws, Jerry Ray, Neil Joslin

1. The prayer was offered by Councilmember Smith.
2. The Pledge of Allegiance was recited.
3. The minutes of the November 28, 2001 meeting were approved as presented.
4. Mr. Jeff Black, General Services Director, presented the November 2001 Natural Gas and Water Reports. All questions were answered to satisfaction.
5. Mayor Balch reminded Council that he needs suggestions for the legacy trust committee opening and the board of adjustments openings. He explained that the December 26 meeting will just be a short meeting to recognize the two outgoing councilmembers and take care of any emergency business. He also excused Councilmembers Black and Slade.
6. Councilmember Laws reported that the snowfall in our mountains is 134% of normal, which is the highest in the state due to the fact there isn't usually much snowfall in November.
7. Councilmember Palmer reported that the Recreation District had received a \$100,000 grant from the Community Impact Board for the baseball complex. This money will be used to construct a restroom and concession facility at the Recreation Complex.
8. Councilmember Smith reported that he is happy with the power situation. The Idaho power contract has been extended to 2007.

9. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
 - B. Reported that the City received the full \$500,000 grant from the Community Impact Board for the Fourth Reservoir Project. The funding is now in place to proceed with the project. When asked if the pumping had begun, Mr. Webb explained that they had broken the concrete water receiving box to allow for more surface drainage. Since we have received so much snow, he recommended we wait until spring to see if pumping is necessary. Council agreed to wait.
 - C. Invited Mayor and Council to the Christmas Party which will be held on December 20 @ 6:00 p.m. at the Arts and Events Center.

10 Councilmember Smith reported that the Visitors Center Committee went through the building and they are pleased. Mr. Webb explained that the keys to the new hangar were turned over yesterday. There are still punch list items that need to be completed. Councilmember Laws is concerned about an 18 wheeler being able to get into the visitors center parking lot.

11. **Councilmember Laws moved that Mayor and Council retire to executive session. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Laws

Councilmember Palmer

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

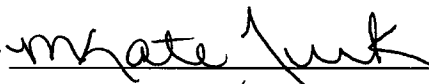
Councilmember Black

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

12. Councilmember Black joined the meeting.
13. Mayor and Council retired to executive session at 7:25 p.m.
14. Mayor and Council returned to regular session at 7:44 p.m.

Meeting adjourned at 7:44 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
November 28, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
David Palmer
Kelly Laws
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
City Engineer: Philip Palmer
General Services Director: Jeff Black

Absent:

City Councilmember: Dale Slade

Others Present: Guen Smith, Terri Laws, David Lacy, Brian Bayles, Karyle Frazier, Neil Joslin, Mark Bradford, Dane Hurst, Blaine Bradford, Jordan Bradford, Lyle Bayles, Debra Stevens

1. The prayer was offered by Katie Turk.
2. The Pledge of Allegiance was recited.
3. The minutes of the November 14, 2001 meeting were approved as presented.
4. Councilmember Black asked how the pumping at the Fourth Reservoir was coming. Mr. Webb informed him that they were trying to get as much surface drainage as possible before pumping. So pumping had not begun as of today.
5. Mayor Balch presented a letter that was written to him to complain about 4-H animals. The ordinance regarding 4-H animals does not stipulate how many animals or how long a person may have them. A lengthy discussion was held regarding this issue. It was decided that the complaint will be handled by the animal control officer under the nuisance ordinance.

6. Mr. Hosler presented a request that a restrictive covenant that would return property deeded to the Dinosaur Museum, Inc., to the City if not used for Dinosaur Museum purposes be stricken. The Dinosaur Museum, Inc. desires to deed property to Recapture Realty for the purpose of constructing a new health clinic. After a short discussion regarding the building of a new health clinic, advise and consent was given to release the restrictive covenant from the deed on the property on 800 south. In addition, Recapture Realty requested the City deed to them a two foot strip of land 300 feet in length along 200 West outside the right-of-way and a piece of land between their proposed property and the 800 south right-of-way consisting of 58.6 X 25 feet owned by the City. The proposal would clean up the corner nicely and provide access for the new health center development. **Councilmember Laws moved that the City of Blanding deed a 2 foot strip, 300 feet long going north and south and a strip of land 58.6 X 25 feet adjacent to 800 South. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Laws

Councilmember Palmer

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

7. Mayor Balch stated that a member of the Legacy Trust Committee has resigned, Mr. Steve Palmer. He asked that council bring suggestions to replace Mr. Palmer to the next council meeting. Mr. Hosler explained that the committee had adopted by-laws and articles of incorporation and they had also elected officers.

8. Mayor and Council determined that based on the current zoning ordinance, the Board of Adjustments does have the authority to hear appeals regarding non-conforming use. Also in this discussion, it was decided to have the Planning and Zoning Commission make recommendations to council on whether or not a member of the council should sit on the board of adjustments committee.

9. Councilmember Laws reported on the San Juan Transportation District Meeting. He explained that they will pay 50% of the 300 West to 1200 South project. He believes they will also pay 50% on the 300 West over to 191 on 1200 South.

10. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
- B. Stated that he had discussed the possibility of billing individuals for fire fighting in the result of a fire, if they had not cleaned up their property as requested. He explained that Mr. Halls did not feel that was a viable option.
- C. Reminded them of the CIB meeting on 12/6/01 at 9:30 a.m. in the capital building. This meeting will decide whether the City receives the \$500,000 on the Fourth Reservoir project.
- D. Explained that Mark Shurtleff, Attorney General for the State of Utah, will be in town Friday morning.

11. Ms. Debra Stevens, Edge of the Cedars, updated Mayor and Council on issues regarding the museum. She then invited them to a public meeting that will be held on 1/16/01 at 7:00 p.m.

12. Mr. Philip Palmer stated that Sydney Fonsbeck with the Utah League of Cities and Towns had strongly recommended that a member of Council not sit on the Board of Adjustments committee. Mayor Balch stated that was true and that her main concern was for legal issues.

13. **Councilmember Laws moved that Mayor and Council retire to executive session. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Laws

Councilmember Palmer

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

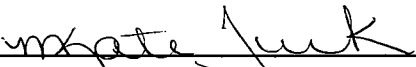
Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

14. Mayor and Council retired to executive session at 8:17 p.m.

15. Mayor and Council returned to regular session at 8:34 p.m.

Meeting adjourned at 8:35 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
November 14, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
David Palmer
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
City Engineer: Philip Palmer
General Services Director: Jeff Black

Others Present: Guen Smith, Terri Laws, Cody Webb, Laura Turk, Nicole Palmer, David Lacy, Randy Pemberton, Neil Joslin

1. The prayer was offered by Guen Smith.
2. The Pledge of Allegiance was recited.
3. The minutes of the October 24, 2001 meeting were approved with the following changes:
 - A. Page 3 - 2nd line "it" should be stricken from the sentence.
 - B. Page 3 - B. 3rd line should read "how much more" instead of "how much for."
 - C. Page 4 - 8A should read "sale" instead of "sell".
4. Mrs. Guen Smith stated that a meeting was held earlier today with Craig Call and there were only four people in attendance. She was quite disappointed in that number, as it was an excellent meeting.
5. Cody Webb, representing San Juan High School, asked for permission to paint hoofprints on the street from 100 E and 200 N (Bronco Blvd) up to 100 E and 500 N. Permission was given by the Mayor and Council to do so.
6. Mr. David Lacy explained that he had attended a UAMPS meeting and they had discussed building a new unit at IPP in Delta. They also discussed possible changes to the closed meeting laws.
7. Mr. Jeff Black, General Services Director, presented the October 2001 Natural Gas and Water Reports. All questions were answered to satisfaction.
8. Mr. Philip Palmer, City Engineer, reported that the asphalt at the airport was complete and the asphalt at the visitors center was started today. LeGrande Johnson will start removing dirt on the state park access road the Monday after Thanksgiving.

9. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Reported that the Board of Adjustments would like some clarification on the non-conforming use issue. Mr. Hosler was asked to put the current ordinance and the proposed directive in their boxes for study and will return to this issue at the next meeting.
 - B. Explained that he had received favorable comment from Dale Hawks on receiving an additional \$20,000 for the master transportation plan.
10. Mayor Balch asked that Council make suggestions on possible changes to the current council assignments. He further stated that the oath of office will be administered to the newly elected officials on January 7, 2002 at 12:00 p.m. in the City Office.
11. Councilmember Palmer discussed the following items with Mayor and Council:
 - A. Explained that Linda Wright had contacted him regarding the intersection at Center Street and 500 West. Mr. Philip Palmer explained that there will be stop signs placed there when the state park access road is completed.
 - B. Asked about the fire hazard letters and what action was being taken against those who had not complied. After a lengthy discussion, Mr. Webb was instructed to speak with Craig Halls about the legalities of sending official notice to those who did not comply that if the City fire dept has to come to a fire on their lot which was not cleaned up, then they will be billed for the use of the fire dept.
12. Councilmember Slade explained that he had spoken with Ahmad Razaggi today and the hospital is still on track. They are waiting for the money from the Utes.
13. Councilmember Smith discussed the following items with Mayor and Council:
 - A. Would like to see the City replace the flags that are in bad shape.
 - B. Asked about who had replied on the grandfather status issue. Mr. Webb explained that a copy of that list would be put in the boxes right away.
14. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
 - B. A discussion was held regarding the 4th Reservoir water left to be drained. After which, it was decided to start pumping the water from the reservoir to the treatment plant beginning tomorrow, November 15, 2001.
 - C. Reminded Mayor and Council of the newly elected officials training that the League will be conducting.

- D. **Councilmember Smith moved that the canvassed election results be accepted as follows:**

Mayoral Seat	Calvin Balch - 504 votes Gerald Gappmayer - 177 votes
Four Year Seat	Brian Bayles - 334 votes Keele Johnson - 245 votes David Palmer - 408 votes Jed Tate - 283 votes
Two Year Seat	Jerry Adams - 250 votes David Lacy - 431 votes

Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black Councilmember Laws Councilmember Palmer Councilmember Slade Councilmember Smith
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Balch declared the motion carried.

15. **Mr. Neil Joslin explained that he had installed a natural gas hot water heater 10 days before the incentives began and asked to be able to participate in the incentive program. Councilmember Laws moved that the incentive program be retroactive to September 1, 2001 and be extended through June 30, 2002 or until the money is gone, whichever happens first. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black Councilmember Laws Councilmember Palmer Councilmember Slade Councilmember Smith
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Balch declared the motion carried.

16. **Councilmember Laws moved that the Council retire to Executive Session. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black Councilmember Laws Councilmember Palmer Councilmember Slade Councilmember Smith
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Balch declared the motion carried.

17. Council retired to Executive Session at 8:30 PM.
18. Council returned from Executive Session at 9:07 PM, and asked for any further comments and there were none.

Meeting adjourned at 9:07 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
October 24, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
David Palmer
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
City Engineer: Philip Palmer
General Services Director: Jeff Black

Others Present: Jerry Adams, Neil Joslin, Gwen Smith, Jim Carlson, Bob Hosler, LeGrande Redd, Carol Frazier

1. The prayer was offered by Bret Hosler.
2. The Pledge of Allegiance was recited.
3. The minutes of the October 10, 2001 meeting were approved as written.
4. Jim Carlson addressed the Council stating that he represented Red Rock Hearing Centers. Red Rock is a Hearing Aid Company and that he as a hearing aid specialist would be operating centers in Blanding, Moab, and Monticello. Further the company gives complimentary hearing tests, and has a foundation that helps children. He will be in Blanding operating out of Dr. Rhett Maughn's office every other Tuesday. The next day he will be here is November 6th.
5. Carol Frazier addressed the Council stating that she is a volunteer worker with Americorp volunteering for Edge of the Cedars Museum right now working primarily on their Indian Arts Festival. She specializes in economic development and is glad to be part of helping the city. She was informed of the city economic development committee meetings held every second and fourth Thursday's of the month.
6. Councilmember Laws discussed the following items with Mayor and Council:
 - A. Councilman Kelly Laws reported that he attend the Water User Board and Blanding Irrigation Company meetings. He was encouraged by cooperation of the Irrigation Company and the Water Conservancy District. We are receiving from them the most accurate accounting for water that we have ever had. He presented a problem from the Irrigation Company regarding the need for water to service stock watering taps between November and April. The Irrigation Company has asked that we lend them five acre feet

this year in addition to that which we have already loaned them to service this need.

After some discussion, advise and consent was given by Council to add five acre feet to the water that we already loaned them so that they will pay us back five acre feet more under our agreement in Spring of 2002.

- B. Complimented Philip on the progress of the 2nd West project and was pleased that the dig out and base construction would be completed before it got to muddy. He noted while staying in Moab how much more developed our streets were here in Blanding and complimented the City on their dedication to our street improvements.
7. Councilmember Palmer discussed the following items with Mayor and Council:
- A. Asked the status of the fence contract with Wilson Fencing. Mr. Webb explained that the materials had been ordered to be received in Blanding next week and that Wilson is waiting on the city at this point. The college needs to complete the grading prior to the installation. We are anticipating this will occur the week after Thanksgiving. The fencing at the little league fields is in progress and should be completed prior to winter.
8. Councilmember Smith discussed the following items with Mayor and Council:
- A. Informed Council that the public affairs committee met last Sunday on the cemetery project. They continue to seek funding for the native retaining wall and the rod iron fence. They also asked about the progress in finishing the sidewalk. Mr. Jeff Black reported that the funds were received, however staff has not had the time to complete the project with all the other things that we have going. He further reported that the Navajo Tribe is trying to buy some more land from the LDS Church out at West Water. He believed that the sale of the land would go through.
- B. Reported that we met with Deb Dull with UP&L in further negotiations regarding the five year contracts that expire in April 2002. He noted that there are three main issues, the price for which we will be buying power, the service area agreement, and the wheeling agreement. The Idaho Power contract with UAMPS has been extended through the year 2003.
- C. Invited members of Council to attend the meeting in the morning with the economic development committee, chamber of commerce, and visitor center committee.
9. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
- B. Presented a deed to Lot 62 in Pioneer Estates that had been given to the city as a donation with proceeds to be used on Phase II of the Visitor Center. He recommended that Council accept the donation and asked for a motion to that end. **Councilmember Smith moved to accept the donation of Lot 62 in Pioneer Estates from Mr. Keith Rogers. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black
Councilmember Palmer

Councilmember Slade
Councilmember Smith
Councilmember Laws

Those voting 'NAY'

NONE

Those absent

NONE

constituting all members, Mayor Balch declared the motion carried.

C. Reminded Mayor and Council of the meet the candidates night @ 7:00 P.M 10/30 at the Arts & Events Center.

10. **Mayor Balch opened the floor for public comment, and there was none.**

11. **Councilmember Laws moved that the Council retire to Executive Session**

Those voting 'AYE'

Councilmember Black
Councilmember Palmer
Councilmember Slade
Councilmember Smith
Councilmember Laws

Those voting 'NAY'

NONE

Those absent

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

12. **Council retired to Executive Session at 7:35 PM.**

13. **Council returned from Executive Session at 7:55 PM, and asked for any further comments and there were none.**

Meeting adjourned at 7:55 p.m.

By


Chris D. Webb, Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
October 10, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
David Palmer
Dale Slade
Don Smith
City Administrator: Chris Webb
Police Secretary: Holly Walker
General Services Director: Jeff Black

Absent:

City Councilmember: Kelly Laws

Others Present: Scott Young, Neil Joslin, Steve Palmer

1. The prayer was offered by Chris Webb.
2. The Pledge of Allegiance was recited.
3. The minutes of the September 25, 2001 meeting were approved with the change to Page 2, #6D should have "**discussed** with him the possibility".
4. Councilmember Smith stated that he had checked with Gary Guymon regarding the office change upstairs for the Recreation District to have the Chamber office. He will ask Harold Lyman to come and go through the paperwork in that office. Councilmember Black asked if Mr. Webb had heard anything back from the Adams' regarding their grandfather status. Mr. Webb stated that he had not. Councilmember Smith stated that Mr. Adams told him that if that was Council's decision then they would have to abide by it.
5. Mr. Webb updated Mayor and Council on the master street plan update. Mr. Hosler did meet with the County Commissioners and they were in favor of checking with UDOT to see if they would match the grant funds. That is in process now.
6. Mr. Jeff Black, General Services Director, presented the natural gas and water reports for September 2001 and asked if there were questions. There were no questions.
7. Mayor Balch stated that the City needs to see what kind of state of preparedness it is in. A short discussion was held regarding this issue.
8. Mayor Balch excused Councilmember Laws.

9. Councilmember Palmer discussed the following items with Mayor and Council:
 - A. Asked if there were insurance issues regarding people selling food in the city parks from coolers. He has had a few small business owners with concerns about this and the competition it is causing them. Councilmember Smith explained that this has been discussed in this forum at an earlier time and it was decided to allow the garage sales/bake sales, etc. This would fall under Rick Meyers jurisdiction.
 - B. Mr. Black asked about the pipe railing laying in the gutter at the little league field. Councilmember Palmer stated that someone should have started on that fence on Saturday. This will be done as an eagle scout project.

10. Councilmember Slade updated Mayor and Council on the hospital project. Blue Mountain Medical has met with the Ute tribe to pursue securing their funding match. He explained that he was told that the health care district is considering the possibility of taking both of the doctors out of Blanding and leaving only a nurse practitioner here. Donna Singer is going to move in a larger clinic temporarily for an office. The clinic in Pete Black's office building are seeing roughly 50 patients a day and it is just too small.

11. Councilmember Smith discussed the following items with Mayor and Council:
 - A. Asked about the fencing and the building at the new baseball complex. Mr. Webb explained that the fencing will be discussed later and there are grants out for the funding on the building, but nothing has been secured yet.
 - B. Asked about the final contract with Eagle Air on the new hangar. Mr. Webb explained that he had spent time with Mr. Joe Hunt and made final changes. Mr. Webb has sent the contract, but has not received it back yet. Councilmember Smith is a little concerned. Mr. Webb explained that he feels confident that it will go through right away.
 - C. The Chamber of Commerce met and discussed the new raceway that will be being built at the top of Verdue. This will be a tremendous source of revenue. Councilmember Smith feels that the City of Blanding should support this effort. Mr. Webb explained that he has discussed the possibilities of seeking funding for the project with Kim Hoggard.
 - D. An economic development meeting will be held tomorrow morning at 7 a.m. here in the City office. They will discuss the possibility of combining the Chamber, the Visitors Center and the Economic Development Committees.

12. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
 - B. Received a request from the State to tie their facilities onto raw water for outside watering. In the past, we have allowed this with the customer paying all the construction fees and the City waves any required connection fee. All Council were in favor of allowing the connection.

- C. Presented the election results. **Councilmember Smith** moved to accept the results of the primary election held October 2, 2001. The results were as follows: 4 year seat: **Brian Bayles - 135 votes, Erik Grover - 97 votes, Keele Johnson - 137 votes, David Palmer - 213 votes, Jed Tate - 126 votes;** 2 year seat: **Jerry Adams - 242 votes, David Lacy - 105 votes, Scott Young - 18 votes.** Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Palmer
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members, Mayor Balch declared the motion carried.

- D. Presented the bid results on the street dig out. **Councilmember Palmer** moved that the low bid from **Sonderegger Construction** for the street improvements be accepted at **\$49,464.** Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Palmer
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members, Mayor Balch declared the motion carried.

- E. Presented the bid results on the back stops and fencing at the recreation facility. The low bid was **Wilson Fencing** for **\$54,735.** Mr. Webb called City's where Wilson has done work in the past and they were all pleased with their work. The back stops will be done this fall and winter and the perimeter fences will be done in the spring. The grading is 90% done. **Councilmember Palmer** moved that the low bid from **Wilson Fencing** for the fencing at the recreation facility be accepted at **\$54,735.** This includes purchasing all materials and installing all fencing. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Palmer
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members, Mayor Balch declared the motion carried.

- F. RB&G Engineering sent an updated estimate on the Fourth Reservoir Project. Since we have raised this project from 15 feet to 30 feet, their bid has increased. This estimate is approximately \$100,000 more than the original bid. **Councilmember Smith moved that the estimate from RB&G Engineering and award them the contract at a rate not to exceed \$209,200. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Palmer

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members, Mayor Balch declared the motion carried.

- G. Explained that the City has received for the 2nd year, the Law Enforcement Block Grant for \$7,500. The last time we received this, two surveillance cameras were purchased and installed in police vehicles and the grant will be used for the same thing this year.
- H. The improvements on the justice court are completed.

13. Mr. Scott Young asked if City elections were tracked by precinct and Mr. Webb explained that we did not.

14. Mr. Steve Palmer requested utility hookups outside city limits to a new home he will be building. He asked for underground power and natural gas. Because it is outside city limits, he must come to Council for approval. Mr. Webb explained that power is the same price inside and outside, but natural gas is 10% more outside city limits. **Councilmember Slade moved that the City approve Mr. Palmer's application for power and natural gas hookups outside city limits. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Palmer

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

Meeting adjourned at 8:00 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
September 25, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
David Palmer
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Planner: Bret Hosler

Absent/Joined Meeting Late:

City Councilmember: Kelly Laws

Others Present: Guen Smith, Jerry Ray, Jed Tate, Ray Palmer, Lynn Stevens, Neil Joslin

1. The prayer was offered by Councilmember Palmer.
2. The Pledge of Allegiance was recited.
3. The minutes of the September 12, 2001 meeting were approved as presented.
4. Mayor Balch excused Councilmember Laws who was attending a transportation district meeting. He then turned the time over to Judge Stevens to discuss the dog ordinance. Judge Stevens feels there needs to be some clarification regarding the vicious dog portion of the ordinance. He feels it is not enforceable as currently written. After some discussion, it was decided to send this back to planning and zoning for them to discuss the issue.
5. Councilmember Smith discussed the issue of the possible changes that will need to be made to natural gas appliances in the future. Mr. Webb stated that he would be checking with our natural gas supplier to see if there is something that the city needs to do to keep the citizens informed on this issue.
6. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
 - B. Explained that follow-up needed to be done regarding the complaint submitted to the City by Mr. Jerry Ray regarding the grandfather rights issue of the Nadine Adams property. Mr. Webb explained that he spoke with Gordon and Nadine Adams and they stated there were times when animals were not kept on the property. Mr. Webb also talked with several neighbors who stated that they felt animals were not kept there for 30 consecutive days during several different yearly periods. Mr. Webb recommended that a letter be sent to the Adams' stating that they had not maintained their non-conforming use and their grandfather status would be removed from the revised map. Mayor and Council voted unanimously to approve this action being taken.

- C. Explained that \$10,000 had been budgeted for natural gas incentives and he would like to begin and run this program through October and November. Approval was given.
- D. Approval was given on the monthly newsletter.
- E. Explained that Mr. Randee Bayles had discussed with him the possibility of the Recreation District using one of the City's empty offices for their office. After some discussion, it was decided that they could use the Chamber office as it has been unused for some time. Councilmember Smith will check with Gary Guymon to assure the Chamber will be alright with this decision.


7. Councilmember Laws joined the meeting at this time.

8. Mr. Bret Hosler, City Planner, reported that the City will be receiving a grant from Utah Department of Planning and Budget for \$10,000 for a master transportation plan. Mr. Hosler requested permission to go to UDOT and ask that they match the money the City and County have received. After a short discussion, approval was given for Mr. Hosler to do so.

9. Mr. Jed Tate explained that the City may be overlooking the fact that a bypass highway may come into play sooner than expected due to the fact that there are laws in process that may force hazardous material routes to go around city limits. Mr. Tate also asked about business that use vicious dogs for security. Judge Stevens explained that there are permits available in such circumstances.

10. Mr. Ray Palmer addressed the fact that the crews doing the Main Street reconstruction are leaving a terrible mess on the curb and gutter areas. He asked that someone from the City discuss this issue with UDOT and ask them to clean up these areas.

Meeting adjourned at 8:05 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
September 12, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Kelly Laws
David Palmer
Don Smith
City Administrator: Chris Webb
City Clerk: Patti Bartlett
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Planner: Bret Hosler

Absent:

City Councilmember: Dale Slade

Others Present: Guen Smith, Randy Pemberton, Debra Stevens, Natalie and Steve Whatcott, Neil Joslin, Lou Mueller, Scott Young, Jed Tate, David Lacy

1. The prayer was offered by Mayor Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the August 22, 2001 meeting were approved as presented.
4. Ms. Natalie Whatcott, representing Blue Mountain Dine', discussed the issue of the security streetlights she would like to install at the Blue Mountain Dine complex. Ms. Whatcott requested the City waive the \$750 hookup fee. After a short discussion, Mayor Balch stated that the City would be willing to let them pay this in monthly installments of \$50.00.
5. Ms. Lou Mueller, Domestic Violence Advocate for San Juan County, addressed Mayor and Council regarding the womens shelter that she is trying to get built. Ms. Mueller explained that \$320,000 of the \$500,000 needed has been raised. She invited Mayor and Council to a luncheon and workshop that will be held at the College on October 5 at 12:00 p.m.
6. Ms. Debra Stevens, Manager of the Edge of the Cedars Museum reported on the success of the folk festival that is being held at this time. She explained that they will be redoing their heating and air conditioning systems at the cost of \$374,000. Mr. Jed Tate asked why the 800 summer camp scouts were not allowed to go to the museum as a group. Ms. Stevens explained that there were too many of them to go all at one time.
7. Mr. Jeff Black, General Services Director, presented the August 2001 natural gas and water reports.

8. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:

A. Explained that the bid openings on the airport apron had been held one week ago. The budget for this project from UDOT is \$109,000. The low bid was LeGrande Johnson at \$92,842. Mr. Palmer recommended the bid be awarded to them if the engineers can bring their fees to match the budget we have. **Councilmember Smith moved that the bid be awarded to LeGrande Johnson at \$92,842 and proceed with the project on condition that the engineers bid comes within budget. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Laws
Councilmember Palmer
Councilmember Smith**

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

- B. Explained that there are several projects in the works at this time. The State Park Access road is coming along slowly, due to rocks.

9. Councilmember Laws discussed the following items with Mayor and Council:

A. Presented and discussed the previously approved declaration form on grandfather rights and a new form with clarifications. After a short discussion, **Councilmember Laws moved that the newest form be approved and used. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Laws
Councilmember Palmer
Councilmember Smith**

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

Mr. Hosler was then instructed to proceed with mailing these forms to those applicable.

- B. Explained that he feels like the State of Utah is more concerned with the Olympics at this time than the terrorist attack that happened earlier this week. Councilmember Laws was interested to see that the gas prices here in the City of Blanding fluctuated last night.

10. Councilmember Palmer reported on the Recreation Board. They hired Justin Moon as the new recreation director. He feels like they are getting things taken care off. Mr. Webb asked for Councilmember Palmer to go back to the board regarding getting bids for the needed pool repairs and see if they can be done this winter. Councilmember Palmer explained that he feels the pool was not drained properly last winter. Mr. Webb also asked if they were going to continue to maintain the little league fields and the fence has not been completed. Councilmember Palmer will take these items to the Board.

11. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
 - B. Explained that the City was successful in getting moved to the priority list on the CIB grant and funding will hopefully come through in December.
 - C. Discussed the Indian Creek Automation Project. This budget was put together by the Bureau of Reclamation. They asked for a proposal from the City in what we will do to participate in the costs of this study. Councilmember Laws stated that this is not a City problem. This matter should be between Blanding Irrigation Company and the Nature Conservancy District. Mr. Webb was given approval to pursue funding for the project but was to include the Nature Conservancy District and Blanding Irrigation Company for the vast majority of the funding.
 - D. Explained the Rural Business Opportunities Grant. USDA did approve \$35,000 towards our Smart Site.
 - E. Presented the 2001 audited financial statements. Mr. Webb reviewed the management letter and discussed the items mentioned there.

12. **Councilmember Smith moved that the City accept the resolution appointing a city agent for federal and state surplus property. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Laws
Councilmember Palmer
Councilmember Smith**

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

13. Councilmember Laws discussed the complaint that has been filed regarding the Nadine Adams property. Mr. Webb explained it was his intent to interview neighbors and get as much information as he could and bring it back to Mayor and Council at the next meeting.

14. Mr. Jed Tate explained that LeGrande Johnson has been closing off the routes for the buses to take the kids to school. Mr. Webb will discuss this with LeGrande Johnson.

15. Council retired to executive session at 9:20 p.m.

16. Council returned from executive session at 9:35 p.m.

17. Councilmember Black moved that the City wave the connection/impact fees for city utilities for ALCO, who will be building south of Clark's Market in the amount of approximately \$4,000.00. Councilmember Palmer seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Black

Councilmember Laws

Councilmember Palmer

Councilmember Smith

Those voting 'NAY'

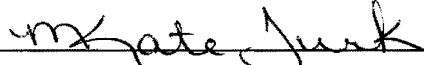
NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

Meeting adjourned at 9:40 p.m.

By 
M. Kate Turk, Deputy Recorder



CITY OF BLANDING

"Base Camp to Adventure"

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

RESOLUTION 2001-6

A RESOLUTION APPOINTING CITY AGENT FOR FEDERAL AND STATE SURPLUS PROPERTY

BE IT RESOLVED by the City Council of the City of Blanding, Utah, that Chris D. Webb, City Administrator shall be and is hereby designated as the representative of the City of Blanding to secure the transfer to said Applicant of surplus Federal property through the UTAH STATE AGENCY FOR SURPLUS PROPERTY, under the provisions of Section 203(j) of the Federal Property & Administration Services Act of 1949, as amended, to obligate the applicant and its funds to the extent necessary to comply with the Terms and Conditions listed on the Exhibit "A" to this resolution.

BE IT FURTHER RESOLVED THAT a certified copy of this resolution shall be submitted to the Utah State Agency for Surplus Property and that the same shall remain in full force and effect until written notice to the contrary is submitted to the said Utah State Agency for Surplus Property.

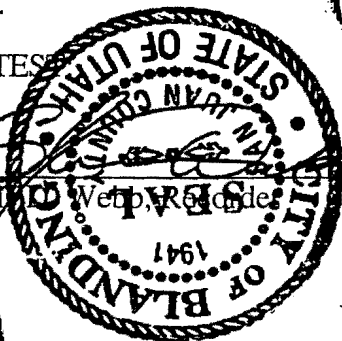
PASSED, ADOPTED and APPROVED this 12th day of September, 2001.

Signed


Calvin Balch, Mayor

ATTES

Chris D. Webb, Recorder



**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
August 22, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

City Councilmembers: Clisbee Black
Kelly Laws
David Palmer
Don Smith

City Administrator: Chris Webb

City Treasurer: Kate Turk

General Services Director: Jeff Black

City Engineer: Philip Palmer

City Planner: Bret Hosler

Absent:

Mayor: Calvin Balch

City Councilmember: Dale Slade

Others Present: Guen Smith, Terri Laws, Jerry Ray, Neil Joslin, Jed Tate, Phil Mueller, Ray Palmer, Michael Lyman, Todd Moon

1. The prayer was offered by Councilmember Smith.
2. The Pledge of Allegiance was recited.
3. The minutes of the July 25 and August 8 meetings were approved as presented.
4. Mr. Jed Tate stated that there is a lot of money being spent for water development and asked if the city is looking at how to get the water off the mountain without losing so much of it. Councilmember Laws explained that we already have the way to get our water off the mountain and if we spent any money on any more we would be doing that for other entities.
5. Mr. Bret Hosler, City Planner, discussed the following items with Council:
 - A. Updated Council on the highway projects. The project at Devils Canyon is in the process of deciding which option they want to take. July 2002 construction should begin. The project in Moab Canyon they are looking at possibly putting in four lanes there.
 - B. Explained that UDOT is resurfacing Main Street to keep the roads in a good state of repair.
 - C. Explained that there will be an Economic Development Committee Meeting at 7 am on August 23.
 - D. Reminded Council of the Utah League of Cities and Towns training on August 23 at 6:30 p.m.
6. Mr. Jeff Black, General Services Director, discussed the following items with Council:
 - A. Presented the July 2001 Water and Natural Gas Reports.
 - B. Discussed the possibility of purchasing a trencher for the natural gas department at \$34,600. After a short discussion, this purchase was denied by Council.

7. Mr. Philip Palmer, City Engineer, discussed the following items with Council:
- A. Explained that the water line on second west has been completed through the grade school and it is now tied in and back filled.
 - B. **Councilmember Laws moved that the City accept the airport grant agreement for \$87,216.00 for improvements to the apron at the airport. Councilmember Black seconded the motion. Mayor Pro-Temp Smith repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black Councilmember Laws Councilmember Palmer
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Pro-Temp Smith declared the motion carried.
 - C. Explained that the airport completion date on the hangar is set for October. Trees were moved and replanted at the visitor center and the curb and gutter will be starting today.

8. Councilmember Black asked how the Legacy Trust Committee was coming along. Mr. Hosler explained that after investigating this issue, they must set up a 5013(c) corporation. The by-laws and the articles of incorporation are being done.

9. Councilmember Laws discussed the following items with Council:
- A. Asked when the curb and gutter project on 200 West will begin. Mr. Palmer explained that they were having some trouble getting Yoakam Construction bonded, but that it should be starting soon.
 - B. Explained that a meeting had been held with the federal agency regarding the water being taken from Dry Wash. During this meeting it was decided that the City will sell them water at 75% of culinary rates and that they will allow us to take Bentonite out of Recapture for the work at the fourth reservoir. This will be documented in written form with a five year agreement.
 - C. Explained that next council meeting the grandfathered animal rights declaration form needs to be put in the packet to be decided on.

10. Councilmember Palmer encouraged all Council to go by the new baseball complex. Considerable work has been done on this project.

11. Councilmember Smith presented Kathleen Redd's conditional use permit application. **Councilmember Laws moved that the City approve the animal conditional use permit for one animal for Kathleen Redd as represented by Officer Watkins report. Councilmember Palmer seconded the motion. Mayor Pro-Temp Smith repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Laws Councilmember Palmer Mayor Pro-Temp Smith
Those voting 'NAY'	Councilmember Black

constituting all members thereof, Mayor Pro-Temp Smith declared the motion carried.

12. Mr. Chris Webb, City Administrator, discussed the following items with Council:

A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.

B. **Councilmember Laws moved that the City accept the bid from Abajo Archaeology for the fourth reservoir project. Councilmember Black seconded the motion. Mayor Pro-Temp Smith repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Laws

Councilmember Palmer

Councilmember Black

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Smith declared the motion carried.

C. Explained that the audit had been completed and we passed with flying colors. There were no dings with regards to the accounting portion of the audit, but there are a few things out of the justice court that need to be handled differently.

D. Explained that it has been 30 days since the weed letters were sent out to citizens and asked for direction on whether to cite those that had not taken care of their weed problem. Mr. Webb was asked to research the recourse on a citation.

13. **Councilmember Laws moved that the City accept the campaign finance disclosure resolution.**

Councilmember Black seconded the motion. Mayor Pro-Temp Smith repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Laws

Councilmember Palmer

Councilmember Black

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Smith declared the motion carried.

14. **Councilmember Laws moved that the City accept the Fourth Reservoir Loan resolution. Councilmember Black seconded the motion. Mayor Pro-Temp Smith repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Laws

Councilmember Palmer

Councilmember Black

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Pro-Temp Smith declared the motion carried.

15. Mr. Ray Palmer asked how long the trencher was going to last. Mr. Black explained that it was in good shape, but they are willing to give us \$10,000 on a trade and they may not be willing to at a later time. Mr. Palmer also stated that the City ought to offer those citizens who have not taken care of their weeds an alternative as to how to get it taken care of. Possibly names of those who may be able to handle the problem for them.

Meeting adjourned at 8:35 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

AN ORDINANCE SETTING FORTH CAMPAIGN FINANCE DISCLOSURE
REQUIREMENTS FOR CANDIDATES FOR ELECTIVE MUNICIPAL OFFICES

WHEREAS Each first and second class city and each third class city is required to establish campaign finance disclosure requirements for candidates for city office; and

WHEREAS the City wishes to comply with state law; and

WHEREAS the City has determined that the public interest is served by full disclosure of a candidate's campaign finances; and

WHEREAS the City has determined that the disclosure should not be so burdensome as to discourage good candidates from filing for elective office.

NOW THEREFORE be it ordained by the City as follow:

All candidates for elective municipal office shall comply with the following campaign disclosure requirements.

I. DEFINITIONS:

1. "Candidate" shall mean any person who files a declaration of candidacy for an elective office of the city; or is nominated by a committee or party; or received contributions or made expenditures or consents to another person receiving contributions or making expenditures with a view to bringing about such person's nomination or election to such office; or causes on his behalf, any written material or advertisement to be printed published, broadcast, distributed or disseminated which indicates an intention to seek such office.

2. "Contribution" shall mean monetary and nonmonetary contributions such as in-kind contributions and contributions of tangible things but shall not include personal services provided without compensation by individuals volunteering their time on behalf of a candidate.

3. "Election" shall mean the general election.

4. "Expenditure" shall mean a purchase, payment distribution, loan, advance, deposit or gift of money or anything of value made for the purpose of influencing the nomination or election of any candidate.

II. FILING OF DISCLOSURE REPORTS.

Each candidate for elective offices shall file with the City Recorder, dated, signed and sworn financial reports which comply with this ordinance who:

- (a) Receive more than \$750 in campaign contributions; or
- (b) Spend more than \$750 on their campaign for city office.

III. TIME OF FILING.

The reports required by the ordinance shall be filed at least once seven days before the general election and at least once within thirty days following the general election.

IV. CONTENTS OF STATEMENTS.

The statement filed seven days before the general election shall include:

(a) a list of each contribution of more than \$50.00 received by the candidate, and the name of the donor;

(b) an aggregate total of all contributions of \$50.00 or less received by the candidate; and

(c) a list of each expenditure for political purposes made during the campaign period, and the recipient of each expenditure.

The statement filed within thirty days after the general election shall include:

(a) a list of each contribution of more than \$50.00 received after the cutoff date for the statement filed seven days before the general election, and the name of the donor;

(b) an aggregate total of all contributions of \$50.00 or less received by the candidate after the cutoff date for the statement filed seven days before the general election; and

(c) a list of all expenditures for political purposes made by the candidate after the cutoff date for the statement filed seven days before the general election, and the recipient of each expenditure.

V. PUBLIC INFORMATION.

The statements required by this ordinance shall be public documents and shall be available for public inspection and copying during all regular City business hours.

VI. PENALTY FOR NONCOMPLIANCE

Any candidate who fails to comply with this ordinance is guilty of an infraction.

This ordinance shall take effect immediately upon passage.

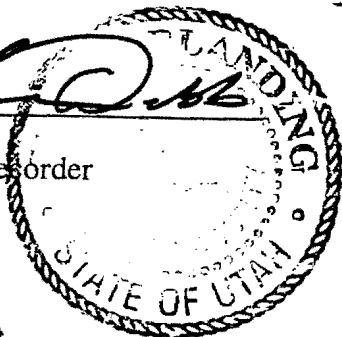
DATED this 22nd day of August, 2001.

SIGNED


MAYOR

Attest:


Recorder



LOAN RESOLUTION / 2001-5
(Public Bodies)

RESOLUTION OF THE City Council

OF THE Blanding City

AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS
To raise the Fourth Reservoir Dam

FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE.

WHEREAS, it is necessary for the Blanding City

(Public Body)

(herein after called Association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of
FIVE HUNDRED FIFTY-FIVE THOUSAND AND XX / 100

pursuant to the provisions of Laws of the State of Utah; and

WHEREAS, the Association intends to obtain assistance from the United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and the purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the Association:

NOW THEREFORE, in consideration of the premises the Association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds containing such items and in such forms as are required by State statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the Association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U.S.C. 1983(c)).
3. To provide for, execute, and comply with Form RD 400-4, "Assurance Agreement," and Form RD 400-1, "Equal Opportunity Agreement," including an "Equal Opportunity Clause," which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$10,000.
4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the Association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legally permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the Association (payable from the source of funds pledged to pay the bonds or any other legally permissible source), incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.
6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, or permit others to do so, without the prior written consent of the Government.
7. Not to defease the bonds, or to borrow money, enter into any contractor agreement, or otherwise incur any liabilities for any purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.
9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. Revenue accumulated over and above that needed to pay operating and maintenance, debt service and reserves may only be retained or used to make prepayments on the loan. Revenue cannot be used to pay any expenses which are not directly incurred for the facility financed by USDA. No free service or use of the facility will be permitted.

11. To acquire and maintain such insurance and fidelity bond coverage as may be required by the Government.
12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof as required by the Government, to provide the Government a copy of each such audit without its request, and to forward to the Government such additional information and reports as it may from time to time require.
13. To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the Association is complying with the provisions hereof and of the instruments incident to the making or insuring of the loan.
14. That if the Government requires that a reserve account be established, disbursements from that account(s) may be used when necessary for payments due on the bond if sufficient funds are not otherwise available and prior approval of the government is obtained. Also, with the prior written approval of the Government, funds may be withdrawn and used for such things as emergency maintenance, extensions to facilities, and replacement of short lived assets.
15. To provide adequate service to all persons within the service area who can feasibly and legally be served and to obtain USDA's concurrence prior to refusing new or adequate services to such persons. Upon failure to provide services which are feasible and legal, such person shall have a direct right of action against the Association or public body.
16. To comply with the measures identified in the Government's environmental impact analysis for this facility for the purpose of avoiding or reducing the adverse environmental impacts of the facility's construction or operation.
17. To accept a grant in an amount not to exceed \$ \$ 2,488,300.00

under the terms offered by the Government; that the

Mayor

and Clerk of the Association are hereby authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such grant; and to operate the facility under the terms offered in said grant agreement(s).

The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instrument, shall be binding upon the Association as long as the bonds are held or insured by the Government or assignee. The provisions of sections 6 through 17 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling between the Association and the Government or assignee.

The vote was:

Yeas

4

Nays

0

Absent

1

'N WITNESS WHEREOF, the City Council of the

Blanding City

has duly adopted this resolution and caused it

to be executed by the officers below in duplicate on this

22nd

day of

August.

Blanding City

By

Calvin Balch, Mayor

Title

(SEAL)

Attest:

Title



CERTIFICATION TO BE EXECUTED AT LOAN CLOSING

I, the undersigned, as _____ of the **Blanding City** _____

hereby certify that the **City Council** _____ of such Association is composed of

_____ members, of whom _____ constituting a quorum, were present at a meeting thereof duly called and

held on the _____ day of _____ ; and that the foregoing resolution was adopted at such meeting

by the vote shown above, I further certify that as of _____ ,
the date of closing of the loan from the United States Department of Agriculture, said resolution remains in effect and has not been
rescinded or amended in any way.

Dated, this _____ day of _____

Title _____

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
August 8, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Don Smith

City Treasurer: Kate Turk

Others Present: David Palmer, Lynn Stevens, Bret Hosler, Guen Smith, Jens Nielson, Jennifer Nielson, DeAnn Bayles, Jim Bayles, Phil Mueller, Ray Palmer, Mary Helen Palmer, Neil Joslin

1. Mayor Balch welcomed all those in attendance and explained that the only business that will be conducted this evening was the swearing in of David Palmer as the new councilmember. Due to a lack of a quorum the meeting would then adjourn.
2. Justice Stevens then swore in David Palmer as the new councilmember.

Meeting adjourned at 7:03 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
July 25, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Clisbee Black

Terry Cook

Kelly Laws

Dale Slade

Don Smith

City Administrator: Chris Webb

City Treasurer: Kate Turk

General Services Director: Jeff Black

City Engineer: Philip Palmer

Others Present: Jerry Ray, Jerry Adams, Russ Brown, Guen Smith, Colette Lyman, Charles Bradford, Ray Palmer, Deann Bayles, Jim Bayles, Neil Joslin, John Lyman, Mike Bradford, Scott Young, John Brake, Lou Mueller, Phil Mueller, David Lacy, Mike Halliday, Nicole Perkins, Slade Perkins & Jed Tate

1. The prayer was offered by Councilmember Black.
2. The Pledge of Allegiance was recited.
3. The minutes of the July 11, 2001 meeting were approved with the following changes:
 - A. Councilmember Laws was not absent.
 - B. #12A - should be Interagency Fire Command instead of Forest Service.
4. Mr. Charles Bradford proposed an eagle project of building back stops for the horseshoe pits at the park behind the swimming pool. The estimated cost is \$508.28. Council approved this project.
5. Mr. Jeff Black, General Services Director, presented the June 2001 water report. There were no questions.
6. Chief Mike Halliday discussed the remodel of the justice court building with Mayor and Council. He explained that when they got further into the project they found that there will need to be a different way of heating and cooling. Chief Halliday also states that the roof needs repaired or replaced. An additional \$5,000 was given to the Police by Mayor and Council to add these items to the remodel project.

7. Officer Mike Bradford explained that they had completed the interview process for the part-time secretary position. He explained that Holly Walker was their first choice as she has previous justice court experience. **Councilmember Slade moved that Holly Walker be offered the position as part-time secretary for the police department/justice court. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried. Mr. Webb will draft letters, under Officer Bradford's, signature to the other applicants thanking them for applying.

8. Mr. Philip Palmer, City Engineer, turned the time over to Mr. Russ Brown, RB&G Engineering, for the presentation of the bids on the State Park Access Road. Mr. Brown explained that Crowley Construction was the only bidder on schedule I of this project, the installation of the utilities. Their bid was \$58,850.00, which is under the projected budget. LeGrande Johnson was the low bidder on Schedule II, the construction of the roadway. Their bid was \$307, 594.82, which is also within the projected budget. Mr. Brown recommended the awarding of the bids to these two companies. **Councilmember Laws moved that the bid on Schedule I of the State Park Access Road be awarded to Crowley Construction in the amount of \$58,850 and the bid on Schedule II of this project be awarded to LeGrande Johnson in the amount of \$307,594.82. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

9. The public hearing regarding the campaign finance disclosure ordinance opened at 7:30 p.m. A two minute time limit was set. Mr. Webb explained that 3rd class cities are now required to have this ordinance on the books. The public hearing closed at 7:32 p.m.

10. Mr. Philip Palmer continued with the presentation of bids on the materials for the pressure irrigation line to the new baseball complex. He explained that the bids were extremely close. Mountainland Supply Co. bid \$34,504.48 and Standard Plumbing Supply bid \$34,269.16. **Councilmember Laws moved that the materials for the pressure irrigation line bid be awarded to Standard Plumbing Supply in the amount of \$34,269.16 if they can deliver the material within the City's time constraints, and if they cannot the bid will be awarded to Mountainland Supply in the amount of \$34,504.48. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

11. Mr. Palmer then presented the bids on the construction of the pressure irrigation line to the new baseball complex. **Councilmember Cook moved that the bid for the construction of the pressure irrigation line to the new baseball complex be awarded to Bayles Plumbing in the amount of \$24,320.00. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

12. Mr. Palmer presented the bids on the CDBG project to install curb and gutter from Center Street to 800 North on 200 West. **Councilmember Black moved that the bid for the CDBG project of curb and gutter construction up 200 West be awarded to Yoakam Contracting in the amount of \$82,896.00. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

13. Mayor Balch discussed the following items with Council:
- A. The voting on the filling of Councilmember Cook's seat on Council was then held. Mr. David Palmer will fill this seat, receiving five out of six of these votes. Mr. Jerry Adams received one vote. Mayor Balch thanked those who had applied and also thanked Councilmember Cook, as did the other Councilmembers.
 - B. Asked for volunteers to sit on the Utah League of Cities and Towns nominating committee. Mr. Webb explained that Sydney Fonsbeck from the League is willing to come and hold a training session. He will get with Mr. Hosler to schedule a time.
14. Councilmember Cook discussed the following items with Mayor and Council:
- A. Ms. Colette Lyman, Chairman of the Central San Juan Recreation District Board, explained that the Director of the District had resigned and that the Board was handling the various duties for the time being. It was decided to table the issue of the City taking over the District until a later time, since they are in the middle of a grant process with the CIB. Ms. Lyman explained that the Board would like to see the District left where it is.
 - B. Councilmember Cook thanked the citizens and the Mayor and Council. He explained that he has gained a lot of respect for those who sit on the City Council. He wished Mr. David Palmer luck in his term as a councilmember.
15. Councilmember Laws discussed the following items with Mayor and Council:
- A. Addressed the letter that was written to the interagency fire command from the City. He recommended that if we do not hear from them within a short period of time that the City contact our congressman.
 - B. Explained that there are several waterways that are extremely dirty from the last rain storm. The Northwest corner of Center Street and 200 West, the corner at Randee Bayles' home and Pincocks home. Mr. Black will see that these are cleaned up.
16. **Councilmember Smith moved that the City approve the application for the Conditional Use permit. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- | | |
|---------------------------|----------------------------|
| Those voting 'AYE' | Councilmember Laws |
| | Councilmember Slade |
| | Councilmember Smith |
| Those voting 'NAY' | Councilmember Black |
| | Councilmember Cook |

constituting all members thereof, Mayor Balch declared the motion carried. Councilmember Smith explained that there is a payoff for getting this passed and that is that he kept the promises he made when running for council.

17. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
 - B. Explained that the CIB will be holding a meeting on Thursday, August 9 at 10:00 a.m. to decide the funding of several different projects. Mr. Webb asked if any of the Council would be able to attend this meeting. Councilmember Slade felt that he may be able to be there.
 - C. Explained that Mr. Jon Hart, Health Care District, would like to meet with Mayor and Council. It was decided to write a letter to Mr. Hart addressing Mayor and Council's concerns and then he will be able to address those concerns.
 - D. Explained that the auditors will be in the office July 31, 2001 through August 3, 2001.
18. Councilmember Laws stated that he did not feel that the animal issue was a private property issue. He explained that there are people on both sides of this issue that feel their property is just as important as others.
19. Councilmember Cook addressed Mr. Jim Bayles and explained that he had worked very hard to be able to do something about Mr. Bayles' problem and he apologized for not being able to do so before he vacated his seat.
20. Mr. Jim Bayles addressed Mayor and Council regarding the following items:
- A. Wished Councilmember Cook the best and thanked him for his efforts. Asked what had been done about the weed problem across the street West of his property. Mr. Webb explained that a letter had been sent requesting this be taken care of.
 - B. Asked what had happened to the kennel ordinance. He was told that the ordinance was not adopted. Councilmember Laws explained that until the City takes the barking dog clause out of the current ordinance there is nothing Mr. Bayles can do.
21. Mrs. Deann Bayles asked that Councilmember Slade check in City or State ordinance to see if there are any regulations concerning the keeping of stud horses, including more strict fence regulations. She had a horse injured that had to be gotten rid of because a neighboring stud got loose.
22. Mr. Ray Palmer commended Council on the action that has been taken regarding the fire hazard letters that have been sent. Mr. Webb explained that if those who were sent letters do not comply within a certain period of time a citation could be issued.

Meeting adjourned at 8:53 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
July 11, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Dale Slade
Don Smith
City Treasurer: Kate Turk
City Clerk: Patti Bartlett
General Services Director: Jeff Black
City Planner: Bret Hosler
City Engineer: Philip Palmer

Others Present: Jerry Ray, Jerry Adams, Guen Smith, Carolyn Hunt, David Palmer, Phil Mueller, Kyle Hosler, Pam Hosler, Scott Young

1. The prayer was offered by Kelly Laws.
2. The Pledge of Allegiance was recited.
3. The minutes of the June 27, 2001 meeting were approved as presented.
4. Mr. Kyle Hosler reported on his Eagle Project, which has been completed. He thanked Bryce Redd, Stan Hurst and the City for the contributions and support.
5. Mrs. Carolyn Hunt asked once again that the conditional use permit not be approved. She thanked Councilmember Smith for listening to her objections previously. She stated that she felt this was not an enforceable ordinance and that it was not neighbor friendly. Mrs. Hunt feels this is regressive instead of progressive.
6. Mr. Jerry Ray also spoke against the conditional use permit being approved. He stated that he did not see the benefit this would have.
7. Jeff Black, General Services Director, presented the June 2001 natural gas report. There were no questions.
8. Mr. Philip Palmer, City Engineer, made Mayor and Council aware of the several bids that had been advertised and when the bid openings would be.

9. Mayor Balch discussed the following items with Council:
- A. Asked that Council come prepared on July 25 to vote to fill Councilmember Cooks seat which is being vacated. He encouraged those who had filed for this seat to take the time to meet with the Councilmembers individually.
 - B. Asked for opinions on the 4th of July festivities. Councilmember Laws did not appreciate the noise of all the fire trucks. Councilmember Black and Mayor Balch stated that they had both had complaints regarding the dirt bikes in the parade, as did Councilmember Slade. All felt the festivities were excellent and the fireworks were the best in years.
10. Councilmember Black stated that the airport project is going full speed. Mr. Hosler stated that the project is on schedule.
11. Councilmember Cook stated that he felt very strongly that the City should look closely into the costs of bringing the recreation in house. He asked that Mr. Webb look into the additional costs in salary, benefits, etc. and also talk to the county about the funding.
12. Councilmember Laws discussed the following items with Mayor and Council:
- A. Explained that the Interagency Fire Command had used DryWash water again on Sunday. He stated that he feels a letter should be written and that a bill should be sent also for the water they have taken without permission. Mayor and Council agreed.
 - B. Explained that the Bureau of Reclamation was coming in on July 24 to study the possibilities of putting in automatic devices to turn the water into the ditch at certain times.
13. Councilmember Slade stated that he did not have anything for Mayor and Council. Councilmember Cook then brought up the issue of healthcare. He stated that the Blanding Clinic hours had been changed and it will only be open a total of 40 hours a week, which is a significant cut. Councilmember Cook feels a letter needs to be written to the Health Care District opposing this decrease. Mayor Balch felt this was a good idea and Councilmember Slade stated that he would take the lead on this issue and assist Mr. Webb in drafting that letter.
14. Councilmember Smith talked of his visit with Carolyn Hunt. **He then moved that the City approve the Zoning Conditional Use Permit 2000-2 with one change 12-198-3 to 40 feet and on page 19, 12-194 change to read farm animals. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Councilmember Cook stated that he was adamantly against this issue for various reasons. He feels it will pit neighbor against neighbor and that it will cause more problems than we are eliminating. Councilmember Laws stated that he had wrestled with this issue probably more than any other since he has been a member of the City Council. Mayor Balch then called for a vote.**

Voting was as follows:

Those voting 'AYE'

**Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

**Councilmember Black
Councilmember Cook**

constituting all members thereof, Mayor Balch declared the motion carried. Mayor Balch then stated that this was the worst piece of legislation that has come before this Council. The people never came and asked for this ordinance. These votes were bought and paid for.

15. Councilmember Smith moved that the permit regarding the previous approved issue be accepted with the exception of the portion that states "no other use of the property shall be allowed".

Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	Councilmember Laws
	Councilmember Black
	Councilmember Cook

constituting all members thereof, Mayor Balch declared the motion denied. Councilmember Laws would like several changes made to this permit before it is approved. Mayor Balch suggested that those members who are not happy with the permit as it is currently written, should get together with Mr. Webb and rewrite this permit.

16. Councilmember Smith suggested that the City ask Sydney Fonsbeck with the Utah League of Cities and Towns to come and have a training session for the various boards. Mr. Hosler was asked to contact her and ask her if this was a possibility.

17. Mrs. Kate Turk, City Treasurer, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
- B. Explained that the Power Board Update that was in the packets was for Council's information for where we are on power at this time.
- C. Presented that Certified Tax Rate Resolution which would move the tax rate from .004001 to .004120. Councilmember Cook moved that the Council not accept the certified tax rate. The motion died for lack of a second. Councilmember Laws moved to accept Resolution 2001-4 Certified Tax Rate. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Laws
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	Councilmember Black
	Councilmember Cook

constituting all members thereof, Mayor Balch declared the motion carried.

- D. Councilmember Laws moved to send the Campaign Finance Disclosure Ordinance to public hearing. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Balch declared the motion carried.

18. Councilmember Laws stated that he needed to bring Council up to date on the Irrigation Company and the water trade. The City of Blanding has lent them 240 acre feet of water.
19. Mr. Jerry Ray stated that if he had a problem with any issue he would discuss it with each and every member of the council, not just an individual member.
20. Mrs. Carolyn Hunt asked what was going to be done if citizens did not follow the rules of the conditional use permit and it was stated that the permit could be taken away at any time.
21. Mr. Philip Palmer stated that he agreed with Council writing a letter to the Health Care District.

Meeting adjourned at 9:14 p.m.

By _____
M. Kate Turk, Deputy Recorder

ORDINANCE 2000-2

AN ADDITION TO THE ZONING ORDINANCE OF THE
CITY OF BLANDING ZONING CODE TO PERMIT AND PLACE
LIMITS AND REQUIREMENTS OF THE KEEPING OF ANIMALS;

WHEREAS, some citizens of the City of Blanding desire to live within city limits and keep animals; and

WHEREAS, the governing body for the City of Blanding desires to allow the keeping of such animals within the city limits, but also impose limits and requirements on the animal owners in order to minimize the impact of such animals on neighbors and the community in general;

NOW, THEREFORE, Let it be ordained by the City Council of the City of Blanding, State of Utah:

Section:

12-198 **CONDITIONAL USE FOR ANIMALS**

12-198.1 **Definitions**

A. Area: Ground for the primary use of the animals. This excludes the footprint of buildings and the setbacks in accordance with the applicable zoning district.

B. Animals: Animals, under this ordinance, are limited to cows, horses, sheep, goats, llama's and alpaca's.

C. Number of Animals: A female animal and newborn shall constitute one animal until such time as the newborn is weaned or reaches the age of six (6) months, whichever occurs first; thereafter, each animal shall be counted separately.

12-198.2 **Permit Required.**

A. Any person desiring to keep animals within the city limits shall obtain a Permit, renewable **by** January 15 of each year; the application for such permit shall set forth the location, number and type of animal to be kept pursuant to the permit. The permit fee shall be \$20.00 per year for the first animal and \$40.00 for each additional animal; said fee shall be subject to modification from time to time as the council shall elect.

B. In determining whether or not to grant a Permit or

renewal thereof, the council may, **upon site inspection and verification by the Animal Control Officer of Ordinance compliance, grant or renew a permit for one year, based upon but not limited to, consideration of** following:

1. Inspection of building and other facilities intended to keep the animals;
2. Any change in the character of the use or neighborhood;
3. The number and character of complaints by neighbors or citizens;
1. The history of the use or conduct;
4. Whether the use has been in accordance with the conditions established by this ordinance or required in the granting of the **permit**;
5. The maintenance of the facilities, ground and use. **(ie. Has it been maintained in a clean condition? Is the fence or enclosure adequate to contain the animals? What is the experience of the animals getting loose?)**

C. The governing body shall have power to revoke or modify any Permit as it deems necessary for the public good.

12-198.3 **Enclosure.** The animal must be kept in an enclosed, fenced or walled yard, with the fencing/wall meeting the standards as set forth at 12-131(M). **All interior enclosures other than the perimeter, enclosure, wall or fencing shall maintain a minimum distance of forty (40) feet to any adjoining residence, excluding the owner.**

12-198.4 **Compliance with Applicable Laws.** The animal(s) must not constitute a nuisance under the laws of the State of Utah or the ordinances of the City of Blanding. The keeping of animals under this ordinance must be in compliance with all other City ordinances.

12-198.5 **Minimum Area Required.** A minimum of 10,000 square feet shall be required in order to keep one animal pursuant to this ordinance; an additional 8,000 square feet shall be required for each additional animal. For additional mature animals under 500 pounds, the additional required square feet will be 5,000 sq. ft. **per** animal.

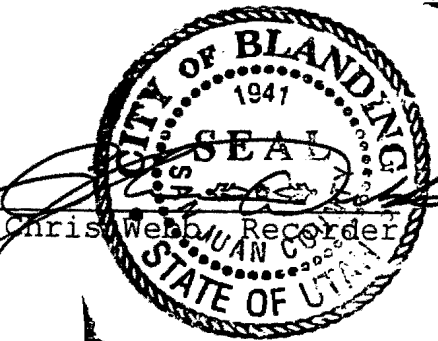
12-198.6 **Adjacent Residence.** The animal owner shall reside on or adjacent to the property (common boundary) on which the animal(s) is/are kept.

12-198.7 **Removal of Waste.** The animal owner shall maintain the property on which the animal is kept in a manner which will not constitute an offensive condition or annoyance in terms of sight, sound or smell.

APPROVED AND ADOPTED this 11th day of July, 2001.


Calvin Balch, Mayor

Attest:




Currently

12-194

Section 4

Reads

That farm animals, such as cows, pigs, sheep and goats shall not be permitted within the City limits.* (See Section 7 below)

 Propose to

12-194

Section 4

Read

That farm animals, such as cows, pigs, sheep and Goats shall not be permitted within the City limits.* (See 12-197 Section 7 and Section 12-198 for Conditional uses.)

Changed 7/11/01



CITY OF BLANDING

“Base Camp to Adventure”


50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

RESOLUTION 2001 - 4

A resolution of the City Council of the City of Blanding adjusting the General Property Tax Rate from .004001 to .004120, the certified tax rate as given by San Juan County for the 2001 tax year.

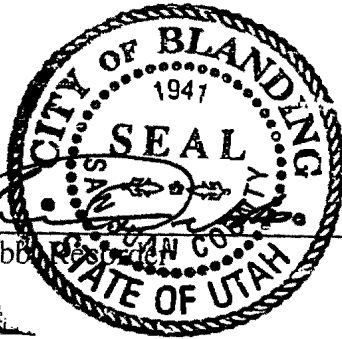
PASSED, ADOPTED and APPROVED this 11th day of July, 2001.

Signed


Calvin Balch, Mayor

ATTEST:


Chris D. Webb



**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
June 27, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Dale Slade
Don Smith
City Administrator: Chris Webb
City Clerk: Patti Bartlett
General Services Director: Jeff Black
City Planner: Bret Hosler
City Engineer: Philip Palmer

Absent:

City Councilmember: Kelly Laws

Others Present: Carolyn Hunt, Jerry Adams, Jerry Ray, Neil Joslin, Scott Young, Bob Hosler, Kathleen Redd, Joe Hunt

1. The prayer was offered by Patti Bartlett.
2. The Pledge of Allegiance was recited.
3. The minutes of the June 13, 2001 meeting were approved as presented.
4. Mrs. Carolyn Hunt spoke against the animal conditional use permit. She explained that the recent appraisal on her home was surprisingly low and she feels allowing more animals in the city will lower values even more.
5. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
 - A. Explained that the chipping and asphaltting were completed. Mr. Palmer stated that the chipping went very well.
 - B. Explained that he would like to bid out the second phase of the water line down to the new baseball complex, as well as the state park access. Mr. Palmer explained that the bid opening for the complex would be on July 18 and the state park access on July 25.
 - C. Explained that the street lighting project would be completed soon. Mr. Webb commended Mr. Black and his crew for the good work they are doing on all of the projects in progress at this time.
6. Mayor Balch discussed the following items with Council:
 - A. Presented the following names for the Blanding Legacy Trust committee. They are Steve Palmer, Arlene Lyman, Bret Hosler, Phil Mueller and Lynn Stevens. Council approved these unanimously.
 - B. Presented the following names for the Economic Development Committee. They are Neil Joslin, Joe Hunt, Duane Lyman, Sharon Guymon and Glenna Black. Council approved these unanimously.

- C. Proposed that Sandra Asbury fill the vacant seat that was left on Planning and Zoning with Joel Tate's resignation. Council also approved this appointment.
7. Councilmember Cook discussed the following items with Mayor and Council:
- A. Explained that there has been significant progress made on the fencing at the little league park and proposed that council allow play to proceed. Council approved.
- B. Read his letter of resignation effective July 31, 2001. Mayor Balch read the law on how to fill this vacancy. It states that six members of council will appoint the new councilmember. Therefore, the appointment will be made on July 25, 2001, so as Councilmember Cook can be involved in that process. This seat will only be through the end of this year.
8. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
- B. Discussed the opening of the 2000-2001 budget and the changes that were made.
- C. Discussed the impact fee ordinance.
- D. Explained that the police department has a confiscated pickup truck that they would like to keep for undercover work and also use as an animal vehicle. Council approved.
- E. Explained that some changes had been made to the newsletter that was in the packet and council approved the newsletter with the changes.
9. The public hearing regarding the budget adjustments opened at 7:40 p.m. No citizens were signed up to speak to this issue. A time limit of 5 minutes was set for this hearing. Mr. Webb explained the adjustments being made to the budget. There were no comments. The public hearing closed at 7:45 p.m.
10. The public hearing regarding the impact fee ordinance opened at 7:45 p.m. No citizens were signed up to speak. However, Mr. Scott Young asked if the money went back to the specific departments. Mr. Robert Hosler talked of costs of impact fees for things such as streets outside our area. The public hearing closed at 7:50 p.m.
11. **Councilmember Black moved to suspend the rules and approve Resolution 2000-3 "A Resolution Opening and Adjusting the FY 2000 - 2001 General Fund Budget". Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black
Councilmember Cook
Councilmember Slade
Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

RESOLUTION 2001 - 3

A Resolution opening and adjusting the FY 2000 - 2001 General Fund Budget and transferring money from the General Fund Balance to designated Funds for projected capital projects as follows:

Department	Adopted FY 00-01 Budget	Adjustment	Adjusted FY 00-01 Budget	Comment
General Fund				
General Fund Transfers				
Transfer from General Fund Balance to the Water Enterprise Fund	0.00	\$ 50,000	\$ 50,000	To hold as retained earnings in Water Enterprise for projected capital improvements, the main projects being the water treatment plant and the raising of the fourth reservoir.
Transfer from General Fund Balance to the Recreation Capital Reserve Account	0.00	\$ 90,000	\$ 90,000	To hold as retained earnings in the Recreation Capital Reserve Account for projected capital improvements, the main project being a City Recreation Center in the year 2005.
Budgeted Revenues General Fund				
Property Tax Revenue	185,000	\$ 36,064	\$ 221,064	Receiving more in taxes than anticipated.
Sundry Revenue	20,300	\$ 129,936	\$ 150,236	Sold land, received revenue to purchase 4-plex land. Other unanticipated rev.
County Grant	4,950	\$ 89,000	\$ 93,950	Received Grant for Airport, expected to be received next year.
Total General Fund Budgeted Revenue	\$ 1,490,220	\$ 255,000	\$ 1,745,220	
Budgeted Expenses				
Transfers from General Fund Balance per the above	\$ -	\$ 140,000	\$ 140,000	To increase budgeted expenditures out of the General Fund Balance, allocated to designated funds for capital improvements as shown above.
Mayor & Council	\$ 27,910	\$ -	\$ 27,910	no adjustment
Justice Court	\$ 32,737	\$ -	\$ 32,737	no adjustment
Administration	\$ 56,554	\$ -	\$ 56,554	no adjustment
City Attorney	\$ 19,100	\$ -	\$ 19,100	no adjustment
Planning & Zoning	\$ 38,243	\$ -	\$ 38,243	no adjustment
Police Department	\$ 404,775	\$ 5,000	\$ 409,775	Paid out separation benefits of officer who left city employment unexpectedly.
Fire Department	\$ 48,494	\$ -	\$ 48,494	no adjustment
Streets & Shop	\$ 112,389	\$ -	\$ 112,389	no adjustment
"C" Roads	\$ 400,000	\$ -	\$ 400,000	no adjustment
City Engineer	\$ 35,346	\$ -	\$ 35,346	no adjustment
Parks & Recreation	\$ 63,931	\$ 100,000	\$ 163,931	Purchase of land, received revenue from sale of land to offset.
Airport	\$ 250,742	\$ 10,000	\$ 260,742	Hangar construction expenses occurred this year projected for next.
Total General Fund Budgeted Expenses	\$ 1,490,220	\$ 255,000	\$ 1,745,220	

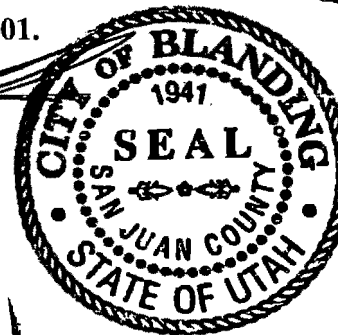
The City Administration in connection with the City Auditor is authorized to make line item transfers within the FY 00-01 Department approved budgets as necessary for general accounting purposes.

PASSED, ADOPTED, and APPROVED this 27th day of June, 2001.


 Calvin Balch

ATTEST:


 Chris Webb
 City Recorder



12. Councilmember Cook moved to suspend the rules and approve Ordinance 2001-5 "Impact Fees" be adopted. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried. (See Page 6)

13. Councilmember Cook moved to vote on ordinance 2000-2. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

14. Councilmember Cook moved that Ordinance 2000-2 "An addition to the zoning ordinance of the City of Blanding zoning code to permit and place limits and requirements of the keeping of animals" be voted against. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Councilmember Slade asked about whether it could be brought up again later. Mr. Webb explained that if a Councilmember was on the losing end of a motion they will not be permitted to readdress the issue. Councilmember Black stated that he feels there has not been enough public interest in this issue to put it on the books. Councilmember Cook stated that we should stop worrying so much about animals and address economic development as a Council. Mayor Balch called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried. Mr. Webb was asked to find out whether or not this would have to go back to public hearing if this issue was readdressed.

15. Mrs. Kathleen Redd spoke about the moving of the memorial bench at the triangle park. John Paul Kimmerle was on the bench for dying for freedom. That is what she is fighting for on property rights.

16. Mr. Scott Young asked to throw his hat into the ring for the economic development committee. Mayor Balch explained that an ad has been in the paper for one month. It has been before council for the last month and that the final list was approved tonight.

17. Council retired to executive session at 8:00 p.m.

18. Council returned to regular session at 8:30 p.m.

19. A discussion was held regarding the water issue with the Bureau of Land Management. Mr. Webb explained that Mr. Glen Kassamassa, Forest Service, called and apologized. Councilmember Laws will be meeting with the Forest Service right away. Mr. Gary Cornell stated that they have the rights to take the water. He also stated that the City of Blanding has received an enormous amount of funding from the federal government and that the City doesn't own that water right anyway.

20. Mr. Jerry Ray filed a formal complaint about the animals behind his home. Mr. Hosler has researched ownership of the land and determined that it is owned by Mrs. Nadine Adams. Mrs. Adams will be approached to see if she claims grandfather rights.

21. Mr. Webb reported that Councilmember Laws had met with the Irrigation Company and decided that the City would try to help the Irrigation Company by loaning them water to equalize upper and lower system water received. He further explained that they would be following conditions in existing contracts.

Meeting adjourned at 8:46 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

CITY OF BLANDING ORDINANCE NO. 2001-5

AN ORDINANCE ENACTING IMPACT FEES FOR
MUNICIPAL WATER AND SEWER CONNECTIONS AS
REQUIRED BY THE UTAH IMPACT FEES ACT.

WHEREAS, the Utah Impact Fee Act mandates that municipalities establish ordinances and procedures for the equitable apportionment of costs for municipal capital improvements; and

WHEREAS, the City of Blanding has conducted a study of its existing and planned water and sewer infrastructure for the purpose of determining a rational method of allocating costs for system improvements; and

WHEREAS, amendments to the Municipal Code are necessary to implement impact fees and comply with state law;

THEREFORE, the City of Blanding Municipal Code is amended by the addition of the following chapter to Title 14:

Chapter 14-500

Water and Sewer Impact Fees

14 - 505 Definitions.

A. "Capital Facilities Plan" means the plan for water and sewer infrastructure as required by U.C.A. § 11-36-201.

B. "City" means the City of Blanding.

C. "Council" means the Blanding City Council.

D. "Connection Fee" means the costs reasonably incurred by the City, or any authorized contractor, for labor, equipment, materials, and like expenses associated with the installation and connection of municipal utility services such as water and wastewater.

E. "Development" means the construction of a building, dwelling, structure, or industrial facility; the installation of a mobile or modular home; the construction of a

campground, recreational vehicle, or mobile home park; the subdivision of land; an application for a planned unit development 'PUD'; a conditional use permit application; a building permit application; or any change in the use of land, buildings, or structures that creates additional demand or impacts upon public facilities.

F. "Encumbered" or "Encumbrance" means the pledging by written instrument of funds or monies collected pursuant to this Chapter for the payment of costs of construction or debt service of system improvements.

G. "Equivalent Residential Unit" or "ERU" means the amount of water or wastewater required or generated by a typical single residential unit, as determined by the City based upon accepted engineering standards and specifications.

H. "Impact Fee" means a one-time payment of money imposed by the City on development activity pursuant to this chapter as a condition precedent to the granting of development approval and/or a building permit in order to pay for constructed and planned water and sewer facilities. "Impact Fee" does not mean a building permit fee, a business license fee, a connection fee, sales tax, special assessments, or other such charges.

I. "Qualifying Improvements" means system improvements that are planned by the City as part of a capital facilities plan or policy resolution approved by the City Council and which are required to be constructed by a developer as a condition for development approval.

J. "Policy Resolution" means a resolution, duly enacted by the City Council, identifying with reasonable detail, types of system improvements to be constructed in the future in specified geographic areas of the City and surrounding lands.

K. "Project Improvements" means those improvements to real property constructed in the development of a project and which primarily benefit and provide service to that lot, development, or use, as opposed to neighboring parcels or other uses. "Project Improvements" may include water and sewer infrastructure required to be dedicated to the City as a condition for development approval.

L. "System Improvements" means existing public facilities that are designed to provide service to areas within the community at large and planned future public facilities identified in a capital facilities plan or policy resolution that are intended to provide service to the community at large, as opposed to individual lots, developments, or uses.

14 – 510 Applicability, Time of Payment, and Exemptions.

A. Impact fees shall apply to all new development within the service areas defined by Section 14-510 unless expressly exempted by the provisions of this Chapter. Impact fees are payable in full upon the following:

1. At the time a building permit is issued in the case of redevelopment or remodeling of structures already connected to municipal water or sewer services;
2. At the time the building permit is issued in the case of new construction; or
3. As governed by any impact fee agreement duly executed and approved in accordance with the provisions of this Chapter.

B. In no event shall water or sewer service be provided to any property subject to this Chapter without payment of all applicable impact fees.

C. The following activities are exempt from the payment of impact fees:

1. The placement of a moved on structure or temporary construction trailer, office, or similar temporary structure placed upon property for a period not to exceed one year.
2. Development, however denominated, that does not include a connection to municipal water or sewer facilities and which will not otherwise impact or impose direct or indirect demand on system improvements.
3. Replacement of a structure or mobile home, or the remodeling of an existing building where the new structure will:
 - i. Not be put to a use substantially different from the prior use; and
 - ii. Where there will be no net increase in equivalent residential units of water demand or wastewater treatment demand.
4. Construction of accessory improvements such as fences, barns, outbuildings, utility lines, pipelines, roads, or similar activities.

14 – 515 Service Areas.

A. The service areas for impact fees shall be the entire corporate limits of the City of Blanding, including annexations subsequent to the enactment of this Chapter, as well as all areas outside of the municipal limits which are served by City water or sewer service.

B. Impact fees shall be assessed for areas outside of municipal limits. The fees shall be payable pursuant to an impact fee agreement entered into between the City and the person or entity contracting for services.

14 – 520 Impact Fee Offsets.

A. The City Council with recommendations from staff may elect, by written agreement, to allow an offset for all or a portion of the impact fees payable with respect to a particular development to the extent expressly provided under this section. An offset may be permitted where, as a condition for development approval, a person is required to install or construct qualifying improvements in lieu of, or in conjunction with, project improvements necessitated by the development.

B. Offsets shall be limited to the increment of reasonable excess costs for labor, equipment, materials, design or technical services, land, and access incurred by a person in constructing qualifying improvements over and above necessary project improvements.

C. An offset for qualifying improvements shall only be allowed against impact fees otherwise due for the same category and type of improvement.

D. An offset granted by agreement with the City shall attach to and run with the lands included within the development application and subject to impact fees. Offsets shall be valid for a period not to exceed ten years from the date of approval or until the last date of construction within the project, whichever occurs first.

E. A person shall not be entitled to a refund of any offset value where qualifying improvements are constructed, in whole or in part, but connection or service by City water or sewer systems is not accomplished due to the abandonment or lapse of the development.

F. Claims for offsets shall be made in writing within 30 days of development plan approval. Any request for offsets not made within that 30 day period shall be denied.

G. All qualifying improvements shall be subject to inspection by the City Public

Works Director or other designated City Staff, and shall be constructed in accordance with all applicable City design and construction specifications. No credit for an offset shall be given until such time as the qualifying improvements are accepted by the Public Works Director.

14 – 525 Voluntary Service Upgrades

A. Any person desiring a water service upgrade to a larger size meter shall be entitled to credit for the value of the existing meter, based upon meter size, and shall only be assessed a water impact fee equaling the difference between the larger meter size and the credit amount, together with applicable connection fees.

14. – 530 Calculation of Impact Fees.

A. Water impact fees for residential and commercial uses shall be calculated based upon meter size and an equivalent residential unit (ERU) basis.

1. The following schedule applies to residential and commercial water impact fees:

Meter Size

<u>Inches</u>	<u>ERU Capacity</u>	<u>Impact Fee</u>
3/4	1.0	\$ 600
1	3.7	\$ 1,300
1 1/2	11.0	\$ 3,500
2	22.9	\$5,500

Impact fees for meter sizes different than those specified will be calculated by the city engineer based on ERU Capacity.

B. Sewer impact fees shall be calculated per equivalent residential unit (ERU).

1. Residential and Commercial sewer impact fees shall be calculated at \$250 per ERU.

14- 535 Collection and Expenditure of Impact Fees.

A. Water and sewer impact fees collected pursuant to this Chapter shall be deposited in separate interest bearing accounts. Interest and principle from such accounts shall be expended only for existing and future system improvements of the type for which the fee is collected.

B. The City shall maintain financial records for each fund showing the source, amount, and date received of all monies collected pursuant to this Chapter. At the end of each fiscal year the City shall prepare a report identifying the source and amount of all monies received and identifying all expenditures from each account. Such records shall be open for public inspection to the extent all other City financial records are public documents.

C. Impact fees collected under this Chapter may be expended or encumbered immediately upon receipt, provided the action is reasonably calculated to meet known and anticipated demands for new system improvements or debt service payments, including payments on principal for existing system improvements. Fees expended or pledged pursuant to this subsection are not subject to refund.

D. Impact fees shall be expended or encumbered within six years of receipt, unless the City Council identifies by resolution extraordinary and compelling reasons why said funds should be held longer than six years and specifies a date certain upon which said funds will be used.

E. Impact fees shall not be used for maintenance or operation expenses of system improvements.

F. Impact fees may be used for the construction, design, and acquisition of new system improvements identified in a capital facilities plan or policy resolution. In addition, said fees may be expended to retire debt previously incurred to finance existing water and sewer system improvements.

14 - 540 Refunds.

A. A refund of any paid impact fee, plus interest earned, may be obtained upon written application by the person owning a parcel subject to the fee upon satisfaction of all of the following conditions:

1. The application is made within one year of the lapse of plat or abandonment of the development proposal;
2. The fees have not been spent or encumbered by the City; and
3. None of the lands subject to the fee have been connected into the water or sewer system of the City.

B. Payment of a refund of impact fees constitutes an express revocation of all prior permit approval or plat approvals and the City shall record an affidavit of lapse of approval in the San Juan County land records contemporaneous with the payment of any refund.

1. Persons engaging in development or otherwise attempting to sell or convey property subject to impact fees following a refund and lapse of approval do so in violation of this Chapter and are subject to the remedies and penalties as defined in Section 14 - 550 (B).

C. If a refund is denied pursuant to this section or Section 14-535 (C) and an applicant or successor owner submits an application within three years of the denial for the same or a substantially similar development the City may grant an offset, as provided under Section 14- 520.

14 – 550 Appeals, Enforcement, and Judicial Review.

A. A person wishing to challenge the legality of any impact fee, the legality of any offset, denial of exemption, or any other challenge to an administrative decision pursuant to this Chapter may appeal to the City Council, by delivering written notice to the City Manager within 30 days of payment of the fee. Payment of the applicable impact fee is a prerequisite to any appeal.

1. The Council shall receive any evidence and arguments with regard to the appeal, which hearing shall be conducted on the record. The proceedings may be conducted informally and shall not be subject to the rules of evidence. The Council shall render a decision based upon the evidence provided at the hearing, and upon a majority vote, shall decide whether the decision of the City Manager is sustained or reversed.

2. The hearing shall be chaired by the Mayor. The City Attorney shall represent the City and the City Manager or other staff may present evidence in support of the City's position.

3. The hearing shall be held and a decision rendered no later than 30 days from the delivery of written notice of appeal. If the City Manager's decision is reversed there shall be no right of judicial review.

4. Exhaustion of all administrative remedies shall be a jurisdictional prerequisite to judicial review. Any party wishing to appeal an adverse decision by the Council may seek judicial review by filing a civil action with the San Juan County District Court

no later than 90 days from the date of the decision by the Council. Review shall be limited to the record established before the Council and the court shall affirm the decision If It Is supported by substantial evidence.

C. Violations of the provisions of this Chapter shall be punishable, at the option of the City, either as a Class C Misdemeanor, or by appropriate civil action to enjoin or abate the violation. In any such civil action the violator shall be liable for civil damages derived from the violation, together with fines not to exceed five hundred dollars per violation and reasonable attorney's fees and court costs.

1. To obtain injunctive relief it shall only be necessary that the City establish satisfactory proof of the violation of this Chapter. Evidence of irreparable harm shall not be required.

2. Jurisdiction and venue for any action to enforce this chapter shall be in the District Court, San County, Utah.

C. The provisions of this Chapter are severable and if any portion shall be held invalid, unenforceable, or unconstitutional by any court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

This ordinance shall take effect immediately upon passage.

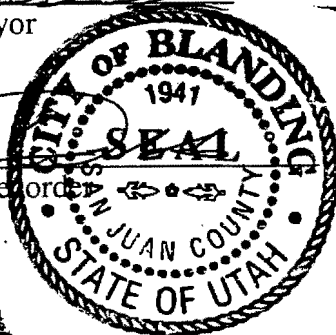
Passed and adopted by action of the Governing body of the City of Blanding in open session this 2TH day of JUNE, 2001.

Signed:

Calvin Balch, Mayor

Attest:

Chris D. Webb, Recorder



**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
June 13, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Clerk: Patti Bartlett
General Services Director: Jeff Black
City Planner: Bret Hosler
City Engineer: Philip Palmer

Others Present: Kathleen Redd, Kyle Hosler, Tammi Barton, Margaret Olderog, Neil Joslin, Doug Atkin, Mike Miles, Jim Webb, Mr. & Mrs. Todd Montella, Lou Mueller, Jerry Ray, Joe Hunt, Mr. Hart, Phil Mueller, Ferd Johnson, Myron Lee

1. The prayer was offered by Dale Slade.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 23, 2001 meeting were approved as presented.
4. Kyle Hosler requested permission to move the memorial bench at the Triangle Park to the Cemetery as an eagle project. Mayor and Council approved this project and agreed to pay for the concrete and to remove the flag pole.
5. Mr. Doug Atkin, with URS an engineering firm, introduced himself and his firm as consultants for UDOT on the Devil's Canyon Highway Project. He explained the status of the project and invited the City to participate on alignment. Bret Hosler, City Planner, has been assigned to participate in the scoping meetings.
6. Mr. John Hart, the director of San Juan County Health Services District, introduced himself. He explained that a very successful health fair had been held today. He explained his desire to work closely with the City in improving healthcare in the County.
7. Mrs. Lou Mueller thanked the City Volunteer Fire Department for their quick response to the fire behind her home. She requested that a fire swath be burned where large fields are as a possible ordinance.

8. The public hearing regarding the conditional use permit opened at 7:30 p.m. Council set a time limit of 15 minutes. Mrs. Lou Mueller spoke against this ordinance. Councilmember Black stated that he would like to see this left as it currently stands. Councilmember Cook spoke of the petitions that were signed at election time and the number of individuals who were against animals being brought back into town. Mr. Ferd Johnson spoke in favor of the ordinance. The public hearing closed at 7:45 p.m.

9. Mrs. Tammi Barton, representing several families in her neighborhood, addressed Mayor and Council regarding the possibility of a modular home being brought into her neighborhood. Mrs. Barton is concerned about the effect this will have on her property value and others. Mayor Balch suggested that she discuss this issue with the property owner.

10. Councilmember Laws addressed the three letters in the packet regarding water. He explained why the letters had been sent. Mayor Balch stated that Councilmember Laws should continue to pursue the issue of the Blanding Irrigation Company making the split. Councilmember Laws also discussed the issue of the Interagency-Fire Command using our drinking water for fires without any notification to the City. They have responded to the letter and requested a meeting. **Councilmember Laws moved that the City adopt the resolution 2001-1 for short notice water purchase and include Camp Jackson. The motion was seconded by Councilmember Cook. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried. See page 5 for a copy of this resolution.

11. Councilmember Laws asked about vacant lots and weeds. He asked if the Fire Department could take care of some of these lots with permission of property owners. Mayor Balch stated that the State only allowed three open burns this year. Councilmember Smith suggested the City could use a plow and build fire breaks. It was decided that Gordon Hawkins as fire Marshall for the City would address the issue.

12. Mr. Hosler informed Mayor and Council of a quality growth grant. A master street plan is in the works for Blanding and San Juan County. Mr. Hosler asked for permission to apply for the \$20,000 grant, which deadline is July 9, 2001. All were in favor. The County Commission has approved the application as a joint application between the City and the County.

13. Mr. Black presented the May 2001 Water and Natural Gas reports. There were no questions.

14. Mayor Balch handed out a list of nominees for the Legacy Trust Committee and Economic Development Committee and asked for 5 recommendations from each Councilmember to be approved at the next meeting.

15. Councilmember Cook discussed the following items with Mayor and Council:

- A. Suggested that the City consider hiring a full time recreation director. He feels that the recreation should be ran solely through the City. Mayor Balch suggested that someone write up costs and savings of hiring a director. Councilmember Laws stated that he felt the golf course should be greener for the money going in. **Councilmember Laws moved that the fence at the little league field be installed within two weeks time or the field will be shut down. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- B. He attended the memorial service on Memorial Day at the Cemetery and was quite dismayed at the condition of some of the veterans markers. Councilmember Cook asked that an eagle project be directed to clean up these markers. He also felt that discretionary funds be used to do so.

16. The public hearing regarding the 2001-2002 Budget opened at 8:00 p.m. There was a five minute time limit set on this hearing. Mrs. Lou Mueller spoke about the raises for the law enforcement officers that had been discussed at previous meetings. She stated that she works with these men very closely and we have a very fine police department. Mrs. Mueller asked that Council reconsider the additional 3% for the last three hired officers. Councilmember Laws wanted it to be made known that there isn't any one person that does not appreciate the work our police officers do. The public hearing closed at 8:05 p.m.

17. Councilmember Slade discussed the following items with Mayor and Council:

- A. Asked about the progress on the visitor center. Mr. Webb explained that an agreement had been reached on the scope of the work and the contract amount with the low bidder, Tri-Hurst Construction, for approximately \$645,000, including alternates 2, 3 & 4. In response, **Councilmember Smith moved that the contract be awarded to Tri-Hurst Construction. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- B. Asked about the Detention Center. Mr. Webb responded that the environmental assessments are in process at this time for Blanding and Monticello Cities.

18. Councilmember Smith talked of their public affairs committee working at the cemetery. They would like a rock wall along the sidewalk with the wrought iron fence on top.

19. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. There were none.
- B. **Councilmember Smith moved that the Impact Fee Ordinance be sent to public hearing. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Explained that Waste Management met with the City again. They are asking for a 3.7% increase effective July 1, 2001. The contract will then be renewed July 1, 2002 and our cost would be \$10.50 and it is at \$9.30 now. Mr. Webb will report back to City Council after contract review.
- D. Applauded Mike Dayzie's help in fighting the fire by Lou Mueller's home. He was not on City time but on his own time.

20. **Councilmember Laws moved that the rules be suspended and the 2001-2002 proposed budget be adopted. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Laws
Councilmember Slade
Councilmember Smith**

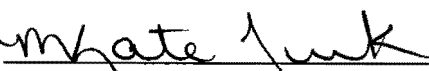
Those voting 'NAY'

Councilmember Cook

constituting all members thereof, Mayor Balch declared the motion carried. See

page 6 for a copy of this resolution.

Meeting adjourned at 9:20 p.m.

By 
M. Kate Turk, Deputy Recorder

RESOLUTION 2001 - 1

**SHORT NOTICE PURCHASE OF WATER
FROM CITY RESERVOIRS POLICY ESTABLISHED**

WHEREAS, the City of Blanding has over the past several years engaged in the development of water resources and water storage facilities on the mesa surrounding and including Blanding, Utah; and

WHEREAS, the City of Blanding is owner of water rights, water delivery systems, storage facilities and interests in water resources; and

WHEREAS, the City is interested in the judicious, efficient and economic administration of water resources and water storage facilities; and

WHEREAS, the City of Blanding owns the right to impound and store water in Recapture Reservoir, Blanding Fourth Reservoir, Second Reservoir, Third Reservoir, Starvation Reservoir, and Drywash Reservoir, Camp Jackson Reservoir; and

WHEREAS, the City owns the right to impound and store water in all major reservoirs; and

WHEREAS, the City has experienced consistent periods of drought lasting as long as three years and is concerned about the ability to meet their water needs; and

WHEREAS, several entities outside of the city owned distribution systems desire to purchase and obtain water from the city for various uses with or without written agreements on short notice; and

WHEREAS the City desires to create policy regarding the sale and use of city owned raw water from out of reservoirs that the city has storage rights in.

NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:

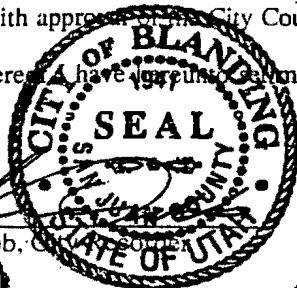
- 1) Any water requested to be purchased on a short term basis under verbal or written agreement and consent of the City of Blanding can be purchased under the following conditions:
 - a) That permission is granted by the City Administrator or Council Member over water.
 - b) A determination has been made by the City Administrator or Council Member over water that the water is available.
 - c) An agreement has been made that the water can be replaced gallon for gallon or purchased for \$1.00 per gallon, as determined by the city.
 - d) The purchasing agency agree to provide the City with a written statement from purchasing agency by an authorized representative that they, agree to the terms and conditions of City Policy regarding said water purchase, providing written estimate of the amount of water to be purchased from each source, and the manners in which it will be extracted, during business hours on the next working day. It is further understood that said written statement is legally binding. In the event that the written statement is not received timely, said purchasing agency will be subject to a penalty of 50% of water costs as set forth in (c) above.

- 2) The City with approval of the City Council can enter into other written agreements for the purchase of water.

In witness whereof, have hereunto set my hand this 13th day of June 2001.

ATTEST:

Chris D. Webb, Clerk



BLANDING CITY

Calvin Balch, Mayor

Resolution 2001 - 2

A resolution of the Blanding City Council setting the FY2001 General Fund Enterprise Budget.

General City Departments

Mayor & Council
Justice Court
Administration
City Attorney
Planning & Zoning / Building Inspector
Police Department
Fire Department
Streets & Shop
"C" Roads
City Engineer
Parks & Recreation
Airport

Capital & General Expense	
	\$27,290
	\$36,929
	\$88,050
	\$19,100
	\$40,303
	\$451,592
	\$269,586
	\$126,731
	\$740,000
	\$36,850
	\$283,240
	\$1,188,107

Total General Fund 2001-2002 \$3,307,777

Enterprise Departments

Water System
Sewer System
Electric System
Natural Gas System
Building Authority
Golf Course
Solid Waste
Arts & Conference

Department Expenses	
	\$278,246
	\$129,263
	\$1,202,585
	\$492,134
	\$0
	\$0
	\$100,324
	\$23,477

Total Enterprise Expense 2001-2002 \$ 2,226,030

Capital Outlay Enterprise Budgets

Water System
Sewer System
Electric System
Natural Gas System
Building Authority
Golf Course
Solid Waste
Arts & Conference

Capital Expense	
	\$136,000
	\$65,500
	\$163,000
	\$7,000
	\$0
	\$25,000
	\$0
	\$650,500

Total Enterprise Capital Expense 2001-2002 \$ 1,047,000

Debt Service

Water System
Sewer System
Electric System
Natural Gas System
Building Authority
Golf Course
Solid Waste
Arts & Conference

Capital Expense	
	\$131,061
	\$0
	\$0
	\$375,741
	\$0
	\$0
	\$0
	\$0

Total Enterprise Debt Service 2001-2002 \$506,802

Total Enterprise Budget 2001-2002 \$3,779,831

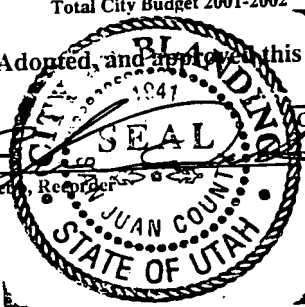
Total City Budget 2001-2002 \$7,087,608

Passed, Adopted, and approved this 13th day of June 2001.

Attest:

Chris D. Webb, Recorder

Calvin Balch, Mayor



-26-

Meeting adjourned at 9:20 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
May 23, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Planner: Bret Hosler
City Engineer: Philip Palmer

Others Present: Guen Smith, Jerry Ray, Janet Wilcox, Laverne Tate, Jimmy Bayles, DeAnn Bayles, Lynn Stevens, Neil Joslin, Ferd Johnson, Dan Shores, Joe Hunt, Joe Lyman

1. The prayer was offered by Bret Hosler.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 9, 2001 meeting were approved as presented.
4. Mrs. Janet Wilcox and Mrs. Laverne Tate, representing Blue Mountain Shadows, addressed Mayor and Council. They explained that a new issue of the Blue Mountain Shadows will be coming out soon and they are approximately \$3,500 short to have it published. This issue will be about the older homes in Blanding. Mrs. Wilcox explained that if the City would donate towards this issue, that they would be willing to donate some issues to the visitors center to sell. Advise and consent was given to donate \$750 to Blue Mountain Shadows to help with the printing of this issue.
5. Mr. Lynn Stevens addressed Mayor and Council on the following items:
 - A. Regarding the beautification project. Mr. Stevens thanked those involved in the cleanup day. A discussion was held regarding the old tires that were placed on Main Street for planting trees. It was explained by staff that if Mr. Stevens can get the property owners to agree, that the City will provide the concrete if the labor could be donated to put planter boxes on this property. Council asked that the tires be removed.
 - B. Explained that the State of Utah has four agencies that have quite a bit of money available for grants and such. This money can be given to non-profit organizations only. Mr. Stevens asked if it would be possible to create a non-profit corporation for the Centennial Celebration. Mayor Balch asked that this be discussed with the City Attorney before proceeding.
 - C. Explained that the 4th of July celebration will be held on Wednesday, July 4, 2001.

6. The public hearing regarding the dog ordinance changes opened at 7:30 p.m. A time limit of five minutes was set for the hearing. Mr. Hosler explained the changes that were proposed. Mayor Balch asked that this be put on the next agenda for adoption. There was no other public comment and the public hearing closed at 7:38 p.m.

7. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:

- A. Presented the conditional use permit to allow animals from Planning and Zoning. The Commission voted unanimously to send this to Mayor and Council. A proposed permit application was also included, but not approved by the Planning and Zoning Commission. **Councilmember Slade moved to send Ordinance 2001-2 to public hearing. Page 6 to 9 with the exception of 8. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Councilmember Cook stated that he felt this had been on the ballot and the people had voted to keep it the way it currently stands. He feels the City is opening itself up and taking a step backwards. Councilmember Black agreed and stated that in the three years he has been on Council all that has been done is to stir up the animal issue. He feels that there has not been enough businesses brought in. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

Councilmember Black

Councilmember Cook

constituting all members thereof, Mayor Balch declared the motion carried

A decision was made to finalize the permit after the public hearing process.

Councilmember Laws stated that by sending this to public hearing that they are giving the public the chance to speak.

- B. Explained that he had met with Wes Curtis, Economic Development Director for the State and they would like to do some regional planning which Mr. Hosler will be working on with Bill Howell.

8. Mayor Balch explained that he received a letter from Mr. Joel Tate in which Mr. Tate resigned from the Planning & Zoning Commission. The Mayor would like to make appointments some time in July and asked for Council to submit names to him. Mr. Webb then stated that he could run ads in the paper for people who would be willing to serve to let the City know. The Planning & Zoning Commission will be for one position and the other two committees will be five each.

9. Councilmember Cook explained that he was still uncomfortable with the wages the three police officers on the lowest end of the scale. **Councilmember Cook moved that Harley Watkins, Steven Cochran and Cal Dean Black all be given an additional 3% raise above and beyond what they were given in the next years budget. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Councilmember Laws asked if this had been compared to what the County officers are paid. He agrees they are underpaid, but they chose to come to work for the City at the wages offered. Councilmember Cook explained that he feels the**

City should take care of the people who work for them. Councilmember Smith disagreed with the raises. Mayor Balch stated that the City takes extremely good care of their employees. He then called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Cook
	Councilmember Slade
Those voting 'NAY'	Councilmember Black
	Councilmember Laws
	Councilmember Smith

constituting all members thereof, Mayor Balch declared the motion defeated.

10. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

1. Asked for questions on financial disbursements. There were none.
2. Explained that a public hearing will be held on the budget June 13, 2001.
3. Explained that a letter was received from the County denying the ATV access request. Mr. Webb stated that each time the County is approached on this subject they act as if they will work with us and then they send a negative letter such as this. Mr. Webb would like Council to get more involved on the issue. As he understands this issue, Sheriff Lacy is the main obstacle at this point. His concerns are safety. Councilmembers Black and Slade stated that they would go to Commission meeting with Mr. Webb.
4. Explained that Bryce Pedersen had been hired for summer help with the parks and other areas.
5. **Councilmember Laws moved that the Mayor be authorized to sign the CDBG contract. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Balch declared the motion carried.

6. Explained that the bid opening on the Visitors Center was held earlier in the day. The low bid was Tri-Hurst Construction and the bid did not come in under budget. Therefore, there will be some additional work done on this issue before awarding the bid.
7. Explained that Mr. Bruce Stevens had requested to borrow the City's generator for a program being held at Dry Wash Reservoir. After some discussion it was decided to allow this, with a hold harmless agreement signed.

11. Mr. Jerry Ray asked for a copy of the conditional use permit ordinance. He stated that he cannot understand why this intensive cleanup is being held if we're going to allow animals back in the City again.

12. Mr. Jeff Black stated that as he understood it a person must have a permit to keep 4-H animals. He is aware that one person has received a permit from the City to have 4-H animals and his neighbors behind his home have a horse, a lamb and a chicken coop. This person is a member of Planning & Zoning and has a 3/4 acre lot. Mr. Black feels the permit ought to be part of the public hearing on this issue.

13. Mr. Ferd Johnson asked if the grandfather clause was still in effect. He was told it was. It was explained to Mr. Johnson that the conditional use permit would have nothing to do with the grandfather clause.

14. Councilmember Cook discussed the issue of Mr. Jimmy Bayles and his business. He asked if the noise issue needed to be refined? A discussion was held regarding this issue. Councilmember Laws feels this is a potential problem on this issue. Mr. Hosler explained that the ordinance states at this time that a commercial business can operate 24 hours a day. He also stated that if those doors are closed there should not be much noise coming from the shop.

15. Mayor and Council retired to executive session at 9:05 p.m.

16. Mayor and Council returned to regular session at 9:41 p.m.

Meeting adjourned at 9:44 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
May 9, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Planner: Bret Hosler

Others Present: Phil Mueller, Guen Smith, Monty Perkins, Jerry Ray, Ned Palmer, Chavis Holliday, Jason Holliday, Kathleen Redd, Neil Joslin, DeeAnn Bayles, Eric Grover, Janalee Grover, Kay Johnson, Harley Watkins

1. The prayer was offered by Chris Webb.
2. The Pledge of Allegiance was recited.
3. The minutes of the April 25, 2001 meeting were approved as presented.
4. Mr. Monty Perkins requested water and sewer hookups at his residence outside city limits. Advise and consent was given on this issue.
5. Mr. Chavis Holliday requested permission to install a fire pit on the south end of the City Park for an eagle project. Advise and consent was given on this issue with coordination with the City staff.
6. Mr. Ned Palmer addressed Mayor and Council regarding a fence project he would like to complete on his property and on Phil Acton's property to the West of him where his daughter's family resides. After a lengthy discussion, advise and consent was given to Mr. Palmer to install a fence from the northeast corner of his daughters trailer to the northwest corner of his home.
7. Mr. Jeff Black, General Services Director, presented the April 2001 Natural Gas and Water Reports. There were no questions on these reports.

8. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
- A. Presented the proposed dog ordinance. **Councilmember Smith moved that a public hearing be scheduled for this ordinance. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- | | |
|---------------------------|----------------------------|
| Those voting 'AYE' | Councilmember Black |
| | Councilmember Cook |
| | Councilmember Laws |
| | Councilmember Slade |
| | Councilmember Smith |
| Those voting 'NAY' | NONE |
- constituting all members thereof, Mayor Balch declared the motion carried.**
- B. Introduced Mr. Mark Crim of the Utah State Department of Environmental Quality. Mr. Crim requested that his organization be allowed to drill two monitoring wells on the Swallows Nest Property. After a lengthy discussion, advise and consent was given on this issue.
9. Mayor Balch discussed the following items with Council:
- A. Reminded Council that there needs to be names submitted for the two committees to be formed. This will remain on the agenda until it is completed.
- B. Asked for an update on the airport project. Mr. Hosler explained that the excavation has begun.
10. Councilmember Cook explained that he had been made aware of a company that does underground watering systems. Advise and consent was given for him to look into this issue as a possibility at the new ballfields.
11. Councilmember Laws discussed his concerns regarding the weeds at the Edge of the Cedars Museum. The City has put a lot of effort into developing the State Park Access. Councilmember Laws requested that a letter be drafted to the Park at the local level and at the State level to ask them what their intentions are on taking care of their weed problem. He also requested that staff come back at next meeting with their plan on cleaning up the city's weeds.
12. Councilmember Smith discussed some issues that he is concerned with regarding the Planning and Zoning Commission. He stated that they voted unanimously to approve resolution 2001-2 and wanted to know why it was not before Council at this time. Mr. Hosler explained that they did vote unanimously with two additions. Mr. Tate, the Planning Commission Chair, wanted this to come back to the Commission with the changes before sending it on to Council. Councilmember Smith then stated that he felt the Commission was not following their job as stated in City ordinance. Mayor Balch stated that if Council felt that was so then they should send the Commission a reprimand telling them what they should be doing. Councilmember Laws stated that this has already been voted on so it should be before Council at this time. He also feels there is a problem when Council or Commission try to hide behind the public clamor clause. Councilmember Cook stated that this whole ordinance is certain councilmembers

responding to public clamor. This issue was voted on in November and it should be left alone. The Planning and Zoning Commission will be meeting Thursday, May 10, 2001 and if no changes are made this ordinance will be before Council at their next meeting. Councilmember Smith clarified that he felt the Planning and Zoning Commission is doing a good job, he just felt that the Chairman should have allowed the ordinance to come to Council as voted.

13. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. There were none.
- B. Presented the City's capital projects plan.
- C. Reminded of the budget work session to be held on Wednesday, May 16, 2001 at 6:00 p.m.
- D. Gave an update on the 4th Reservoir Project. He explained that he would be meeting with Congressman Cannon's office on Friday and that Senator Bennet's office will be writing letters of recommendation regarding this project.
- E. Explained that the land deal with Ray Palmer had closed and we were able to take those funds and finalize the purchase of the Venice Lyman property for the baseball complex. Asked for permission to have CEU bring in students from Price to work four days a week to proceed with the earthwork that needed to be done on this property. It would cost approximately \$680.00. **Councilmember Smith moved that the City accept the proposal to have CEU - Price students come to Blanding to work on the baseball complex and provide the meals and lodging necessary to the amount of \$680.00. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- F. Explained that the plans for the visitor center were received and they are welcome to come to the office to view those.

14. Mr. Monty Perkins asked why the Pacificorp contract renewal is being handled in executive session. Mr. Webb stated that there are some things that Pacificorp is opposing that are sensitive and in negotiation, that if it got back to them it could be detrimental to the City. The contract itself will come before the public before it is renewed.

15. Mrs. DeeAnn Bayles was concerned about the wells near her home. She explained that she was warned 10 years ago that they may have leakage from the same area as spoken of earlier. Mr. Crim stated that they do not feel the contaminant plume has gotten that far. Mrs. Bayles also asked what had happened with the kennel ordinance and she was told that it was turned down. Therefore, there is no kennel ordinance. She then stated that she had called four times to have a dog picked up and finally Officer Flannery came and picked it up. Mayor Balch stated that he would get Officer Watkins to come by.

16. Councilmember Smith moved that after a five minute break Mayor and Council retire to executive session. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

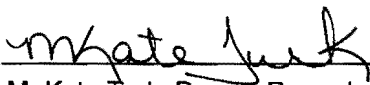
constituting all members thereof, Mayor Balch declared the motion carried.

Mayor and Council retired to executive session at 8:55 p.m.

17. Mayor and Council returned to regular session at 9:21 p.m.

Meeting adjourned at 9:21 p.m.

By


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
April 25, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Terry Cook
Dale Slade
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
City Planner: Bret Hosler

Absent:

City Councilmember: Clisbee Black
Kelly Laws

Others Present: Phil Mueller, Guen Smith, Joe Hunt, Kim Palmer, Kyle Palmer, Neil Joslin, JoAnn Watkins, Garth Wilson, Monty Lee

1. The prayer was offered by Calvin Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the April 11, 2001 meeting were approved as presented.
4. Councilmember Smith asked if there was any report on the Lloyd Shumway situation. Mr. Webb explained that staff is continuing to work on the issue. Mr. Shumway is waiting for the City to come up with an exact dollar amount for the easement and a formal written reply.
5. Mr. Webb explained that the bid opening for the hangar construction had been held earlier today. Seven contractors bid and the low bid was Tri-Hurst Construction with a bid of \$581,500. These numbers fit within the budget for this project. **Councilmember Cook moved that the City accept the low bid of \$581,500 by Tri-Hurst Construction including all alternates. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Cook
Councilmember Slade
Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Black
Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

6. Mr. Webb explained that the plans for the visitor center will be complete by next week and he would like to advertise for bid on this project. Council asked that they be able to view the plans when they are received by the City. Mr. Webb will notify Council when plans are received. Mr. Webb further stated that Arid Land Consultants is the contractor that Mr. Elliot has recommended for the restoration of the Swallows Nest. **Councilmember Slade moved that the City accept the contract with Arid Land Consultants and authorize Mayor Balch to sign said contract. The bid for this project is \$5,830. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Cook

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Black

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

7. The floor was opened for budget requests. JoAnn Watkins asked that the City consider putting in a skateboard park. Mr. Webb explained that he had discussed this possibility as part of the new recreation complex. The request will be considered. Mr. Bret Hosler encouraged Mayor and Council to continue with the Legacy Trust. He feels this is an excellent idea.

8. Mr. Philip Palmer, City Engineer, explained to Mayor and Council that the Department of Environmental Quality would like to place two monitoring wells on Blanding City Property, near the Swallows Nest, to determine the plume of the gas leakage from the tanks located where R&R Pizza was previously. After some discussion, Mr. Palmer was asked to have a representative from their office come before Council to discuss this issue. Mr. Palmer stated that Bayles Plumbing has begun the work on the pressure irrigation line and he is very pleased with their work.

9. Mayor Balch discussed the following items with Council:

- A. Asked if they were in favor of setting up an Economic Development Committee. Council felt that they would like to do so. Mayor Balch asked that every member of Council submit two names to be on this committee. It was decided that this would be a five member committee.
- B. Asked that Council also submit names for the Blanding Legacy Trust Committee. Mayor Balch would like this to be set up so Council would be the ones to appoint members to this board.

10. Councilmember Cook explained that he had visited with Mr. Jimmy Bayles and that Mr. Bayles has canceled his painting business, etc. because of his fear of being shut down because of neighbor complaints. Councilmember Cook feels this is an issue that needs to be looked into further.

11. Councilmember Slade asked if the Planning and Zoning Commission would be meeting soon. He was informed that they would be meeting Thursday, April 26 at 7 p.m.

12. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. There were none.
- B. Presented the City cost information for the new recreation complex included in the packets. There was discussion on this issue. **Councilmember Slade moved that the Mayor be given permission to enter into the grant contract with Baseball Tomorrow. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Cook
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Black
	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

- C. **Councilmember Cook moved that the City enter into an agreement with Ray Palmer to buy the Christensen Property after which we will enter into an agreement with the Venice Lyman family to purchase their property. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Cook
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Black
	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

Mr. Webb asked to be able to send a letter of thanks to the Lyman family. They are taking 1/5 of the value of the land. Councilmember Cook applauded his fellow councilmembers for coming on board regarding the baseball park. He feels it will be a great benefit to the community.

- D. **Councilmember Cook moved that the City increase Kay Johnson's signing limits from \$5,000 to \$15,000 on power exchange agreements in consultation with Mr. Webb and Councilmember Smith. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Cook
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Black
	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

- E. After a short discussion, Mayor and Council approved the hiring of one individual for summer help. This position will be May through August and will pay approximately \$6 to \$7 an hour.
- F. Councilmember Slade explained that he had his crew look at the sign at the Triangle Park to see if they would be able to repair it and they will not be able to do so.
- G. Explained that a grant request had been submitted to FEMA for a fire truck. Mr. Webb submitted the grant with the Mayor's approval.
- H. Explained that he had received a quit claim deed from Corrine Roring on a piece of property in Pioneer Estates. Approval was given to accept this deed. Mrs. Roring asked that the money the City raises with the sale of this property be used toward the 2005 centennial celebration.
- I. Explained that Mr. Elliott had asked if there would be a chance of having community involvement in the tearing down of the old home on the visitor center property. Possibly the City fire department could burn this. Mayor and Council agreed that Mr. Webb could pursue this.

13. Councilmember Smith asked who owned the property across the street from the South Chapel. Mr. Hosler explained that he gave the name of the owner to Edith Young two weeks ago and she was going to correspond with the owner about getting this property cleaned up.

Meeting adjourned at 8:18 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
April 11, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
General Services Director: Jeff Black

Others Present: Neil Joslin, Kent Hawkins, Blaine Hawkins, Lynn Stevens, John Lyman, Guen Smith, Gary Guymon, Garth Wilson, Bob Hosler

1. The prayer was offered by Kelly Laws.
2. The Pledge of Allegiance was recited.
3. The minutes of the March 28, 2001 meeting were approved with a change to Page 2, #6 - currently reads "the City of Blanding "is" only option and it should read "the City of Blanding "his" only option.
4. Mr. Gary Guymon gave an update of the Economic Development meeting that had been held. He also gave suggestions for appointments to the Economic Development Committee.
5. Mr. Lynn Stevens asked if there were any funds set aside for the cleanup projects. Mr. Webb explained that the City had felt the free dumping was their contribution. Mr. Stevens stated that the committee would like to be able to get some land work done in preparation for the planting of trees. Councilmember Laws stated that as far as he is aware that the City has not spent money to do work on other owners properties. Mr. Stevens stated that there was \$150 - \$200 worth of advertising that he would like to have taken care of and Mayor Balch approved this expenditure.
6. Mr. Jeff Black, General Services Director, presented the March 2001 Natural Gas and Water Reports. Mr. Black explained that there is 18 ½ acre foot a day being diverted. There is 200 acre feet in Starvation and the Third and Fourth Reservoirs are full.

7. Mr. Webb explained that the Baseball Tomorrow Fund had awarded the City \$196,811 to build the fourplex that had been discussed earlier. Mr. Garth Wilson explained that this was the largest grant this organization has ever awarded. After a lengthy discussion, Mayor and Council approved for Mr. Webb to attend the School Board meeting to ask for their participation in the amount of \$40,000 to \$50,000. Mr. Webb will be bringing back a detailed description of how the dollars on this project will be spent.

8. **Councilmember Smith moved that Council move into public hearing regarding the Community Development Block Grant. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried. A time limit of five minutes was set for this hearing. Mr. Webb explained that this money would be to pave from Center Street and 200 West, North to 700 North. He further explained that this hearing must be held to meet the requirements of the final application. **Councilmember Cook moved that Council close the public hearing regarding the Community Development Block Grant. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried

9. Councilmember Laws explained that he was not against the Cleanup Committee and the work they were trying to do. He stated that it is the property owners responsibility to keep the weeds clear from the sidewalk to the middle of the street and he doesn't feel it should be the City's responsibility.

10. Councilmember Slade asked if the Planning and Zoning Commission had looked over the proposed animal ordinance. Councilmember Black explained that they would be meeting the following day to do so.

11. Councilmember Smith discussed the following items with Mayor and Council:

- A. Asked about the free dumping on the cleanup days. Mr. Webb explained that the 21st of April would be free dumping only for the work done on Community Cleanup, not on individuals properties. The 5th of May will be the free dumping for property owners. An ad will be placed in the newspaper explaining this.
- B. Asked for an update on the proposed detention facility. Mr. Webb explained that both Monticello and Blanding Cities have put forward a package to be considered for this site. In the last legislative session, monies were approved for the project location, planning drawings and construction drawings. In the City of Blanding's efforts we pushed that Blanding be named in conjunction with that legislation. Mr. Webb was told that the City of Blanding was named. Monticello City is very unhappy about this. A committee has been formed to look at this issue and they will be coming to Blanding and Monticello on April 16 to look at proposed sites in both Cities.

12. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
- B. A decision was made that Mayor and Council would bring suggestions for individuals to be named to the Economic Development Committee to the next Council meeting on April 25, 2001.
- C. Explained that E.A. Black Plumbing had withdrawn their bid on the pressure irrigation project. Mr. Webb recommended that the bid be awarded to Bayles Plumbing, with the next lowest bid of \$32,500.

Councilmember Cook moved that the pressure irrigation project be awarded to Bayles Plumbing with a bid of \$32,500. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- D. **Councilmember Black moved that Council retire to executive session to discuss legal matters. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

13. Mayor and Council retired to executive session at 8:40 p.m.

14. Mayor and Council returned to regular session at 9:10 p.m.

April 11, 2001 - con't

Page 4

15. Councilmember Laws moved that the City pay Mr. Lloyd Shumway a minimum of \$300 and a maximum of \$300 an acre as was paid to all other easements on the natural gas pipeline for his easement in question. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

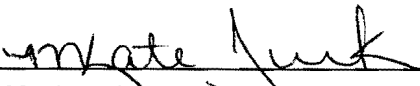
Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

Meeting adjourned at 9:16 p.m.

By


M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
March 28, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Dale Slade
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
General Services Director: Jeff Black
City Planner: Bret Hosler
Chief of Police: Mike Halliday

Absent:

City Councilmember: Kelly Laws

Others Present: Guen Smith, Phil Mueller, Neil Joslin, Ronald and Shirley Trent, Edith Young, Lynn Stevens, Lloyd Shumway

1. The prayer was offered by Calvin Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the March 14, 2001 meeting were approved as presented.
4. Councilmember Smith asked Mr. Webb for an update on the Waste Management situation. Mr. Webb explained that Monticello had decided to go out on their own without partnering with the City of Blanding. Waste Management has come down to \$11 on residential, but they have kept their commercial rates extremely high to compensate for this. Councilmember Black stated that he has had several commercial customers talk to him regarding these rates.
5. Mr. Bret Hosler, City Planner, explained that in residential zones a conditional use permit can be granted by the Mayor and Council that allows an owner in the R-1 or R-2 zone to put in a single family trailer in order to take care of an elderly family member. Every two years this permit must be renewed and there are no fees involved. Mr. Ronald Trent who is the son-in-law of Miriam Laws, asked that they be able to do this during the next few years as they are currently residing with Mrs. Laws and they feel this would be much easier for all concerned for them to have a separate residence. Mrs. Trent made the Mayor and Council aware that they had been advised of the hookup fees involved and they are willing to pay those fees. Mayor and Council voted to approve this conditional use.

6. Mr. Lloyd Shumway addressed Mayor and Council regarding several issues. First, he explained the situation regarding the power to his new home. He had an agreement with UP&L to furnish power to his home for \$144 hookup. He was then told by UP&L that the City has refused to let them wheel power through the line, making the City of Blanding his only option for power. Mr. Shumway explained this would cost him approximately \$2,900. Second, Mr. Shumway stated that when the City started their natural gas project he signed a paper to stub in to his building lot. That paper cannot be found and a stub was not ran to this lot. Therefore, Mr. Shumway has not been paying the \$8.00 monthly fee on this lot, which means he will have to pay the \$325.00 hookup fee. Third, the City ran a gas line through Mr. Shumway's property to Paul Clark and Jerry Howell's homes. Mr. Shumway stated that when the City tore the road up to put in that line it cost him \$1,800 to repair the road. In addition, he feels the City had no right to run the gas line down that road as Paul Clark and Jerry Howell do not own that property and had no right to give the City permission to do so. Mr. Shumway proposed the City forgive the hookup fees and construction costs and he would give them the right of way on the gas line. Mr. Webb stated he feels the City acted appropriately in all three cases. The City had been allowing UP&L to use our system to serve their customers at our expense. The Council decided that the City was not going to allow that to happen anymore and sent a letter to UP&L to let them know that. In doing this we would lose the customer to UP&L and they were using our lines and making a profit. UP&L agreed in writing that they would notify us before they hooked anyone else to their service. The City drafted an agreement to that affect, although it has never been signed, all parties are acting as if it is in place. On the natural gas issue - when we initially put natural gas in we allowed customers to sign up for free during the construction phase. This would make customers pay an \$8.00 monthly fee so at the time they decided to connect to natural gas they would not have to pay the \$325.00 hookup fee. Mr. Shumway has not been paying this \$8.00 fee for the last four years. The City has signed forms from the Howells and the Clarks giving us permission to run the natural gas to their properties. Mr. Webb feels that Mr. Shumway should be going to the Clarks and the Howells asking them for compensation as they gave the City permission to run the line and Mr. Shumway states they had no right to do so. Mr. Shumway stated that he has visited with an attorney and feels there is a legal case here. He is posturing for a legal battle. Mayor Balch feels the City is not wrong on these issues. All council was in favor of tabling this issue until the next council meeting.

7. **Councilmember Cook moved that the public hearing regarding the unauthorized use of City streets begin. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried. Mr. Webb explained that this ordinance would make it possible for an illegally parked vehicle to be ticketed and that the owner of said vehicle would be held responsible. Judge Stevens stated that it would make his job much easier. **Councilmember Cook moved that the public hearing regarding the unauthorized**

use of City streets close. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried. The public hearing closed at 8:49 p.m. Councilmember Black moved to suspend the rules for adoption of this ordinance and to adopt this ordinance as written. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof Mayor Balch declared the motion carried.

ORDINANCE NO.

AN ORDINANCE OF CITY OF BLANDING, UTAH, PROVIDING FOR THE UNAUTHORIZED USE OF STREETS-STRICT LIABILITY OF OWNER

BE IT ORDAINED BY THE CITY OF BLANDING CITY COUNCIL AS FOLLOWS:

ARTICLE I

Whenever any vehicle shall been employed in the unauthorized use of streets, the person in whose name such vehicle is registered shall be strictly liable for such unauthorized use and the penalty therefor.

Passed and adopted and ordered published by the Council of Blanding City, Utah this _____ Day of _____, 2001 .

Signed: _____

Calvin Balch, Mayor

Attest: _____

Chris D. Webb, Recorder

8. Mr. Lynn Stevens discussed the following items with Mayor and Council:

- A. Explained that Mrs. Edith Young has appointed a group of "greenthumb" ladies from town to begin work on the beautification for the centennial celebration. He further stated that they have gone to several property owners with eyesore properties to ask them to clean them up. They have organized each of the wards and stakes who have been willing to appoint people to help. He stated that he will speak to the county to try to get them to waive their fees for hauling to the landfill on the days of the community cleanup.
- B. Explained that he would like to see a "Blanding Community Legacy Trust" set up in the City. This would be set up in such a way that over a four year period there could be as much as \$100,000 in this fund. Only ½ of the interest could be used as an outgo for community projects. He asked for a commitment from the City for \$12,000 a year depending on private contributions.

9. Mrs. Kate Turk explained that Debbie Laws from the National Honor Society had contacted her earlier in the day to ask about a donation to the annual Easter egg hunt. Ms. Laws was not able to be to Council this evening. **Councilmember Cook moved that the City contribute the same amount as last year. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

10. Chief Mike Halliday, discussed the following items with Mayor and Council:

- A. Explained that the Police had acquired a vehicle through a drug seizure that they would like permission to put on the insurance program for undercover work. Approval was given.
- B. Explained that a road block had been held and that \$12,635 worth of citations had been issued. Judge Stevens approved this road block. INS brought in a van and a bus to hold 67 people. That bus was full and gone in an hour and a half after the road block began. They turned away another 80 to 90 illegal aliens because they had nothing to do with them. They also seized eight more vehicles.

11. Mr. Philip Palmer, City Engineer, explained that a bid opening on the water irrigation project had been held earlier in the day. **Councilmember Cook moved that the City accept the low bid which was from E.A. Black Plumbing on Schedule II. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Slade

Those voting 'NAY'

NONE

Those abstaining

Councilmember Smith

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

12. Mr. Bret Hosler, City Planner, discussed the U.S. Census Numbers with Mayor and Council. He feels that the numbers are incorrect and asked permission to send a letter asking the Census Bureau to review their numbers. Approval was given.

13. Councilmember Cook discussed the following items with Mayor and Council:

- A. Presented Council with a copy of the Recreation District budget. He explained that this shows that the District is scheduled to come out even on their budget. Some members of the Recreation District board were concerned about how they were portrayed at the previous Council meeting. They are under budget at this time.
- B. Explained that he felt the article concerning the health care issue which was in the San Juan Record today was the most accurate he has seen to date.

14. Councilmember Slade asked Phil Mueller to report on the County Commission meeting with the Utah State Tax Commission regarding the raising of rates to compensate the health district. Mr. Mueller stated that after the County made it's presentation to the tax commission they were told essentially that they had broken the law. A final decision will be handed down later in the week. Councilmember Slade explained that the USDA has agreed to fund 1/3 of the new hospital project, plus gave their approval for 90% of the remaining and GE Capital has said they will fund the rest in addition to the equipment if they can secure a construction loan.

15. Councilmember Smith explained that he was very impressed with the Economic Preview that was held earlier. Mr. Harold Lyman did an excellent job as did Mr. Webb. Mr. Lyman stated that he would like to see the City sponsor some kind of an Economic Revitalization Committee.

16. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

A. Asked for questions on financial disbursements. There were none.

B. Opened the bids for the purchased of 7,000 gallons of gasoline. Diamond "C" Stores bid was \$1.175. CB's bid was \$1.115. **Councilmember Cook moved that the City accept the low bid from CB's C-Store at \$1.115/per gallon. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

C. Explained that a bid opening was held earlier in the day regarding the prefabricated hangar. The low bid was for \$107,751 from Dan Baugh Construction. This would include the erected hangar only. Mr. Lynn Elliott, Architect, recommended that the City approve this bid. **Councilmember Smith moved that the City accept the low bid from Dan Baugh Construction for \$107,751. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

D. Asked that Mayor and Council bring their budget binders in so they can be redone.

E. Explained that Mrs. Gayle Glover called from CEU asking that the City appoint someone to sit on a Higher Education Advisory Council. They meet every fourth Wednesday from 3:30 to 5:00. Councilmember Slade was appointed to this Board.

F. Explained that Mr. Doug Pehrson with the County came in to discuss the mountain pipeline. The County proposed that the City participate to some extent. The proposal was that the County pay for all construction and the City buy 1,500 feet of material. Mr. Webb explained to Mr. Pehrson that the City would possibly work something out if the County would forgive the back property taxes that the City owes. Council gave Mr. Webb permission to negotiate on this issue.

G. Mr. Webb explained that he will be traveling next week Monday through Wednesday for City Managers meetings.

Meeting adjourned at 9:27 p.m.

By *M. Kate Turk*
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
March 14, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Clisbee Black

Terry Cook

Kelly Laws

Dale Slade

Don Smith

City Treasurer: Kate Turk

City Clerk: Patricia Bartlett

City Engineer: Philip Palmer

General Services Director: Jeff Black

City Planner: Bret Hosler

Others Present: Guen Smith, Phil Mueller, Neil Joslin, Barry & Laurie Simpson, Spencer Simpson, Bryan Yellow, Robbie Yellow, Nancy Yellow, Russ Brown

1. The prayer was offered by Dale Slade.
2. The Pledge of Allegiance was recited.
3. The minutes of the February 28, 2001 meeting were approved with a change being made to Page 3, #13-E - "the" do not feel should read "they" do not feel.
4. Mr. Jeff Black, General Services Director, presented the February 2001 Natural Gas and Water Reports. Council questioned the amount stated in gas usage for last year.
5. Mr. Philip Palmer, City Engineer, asked Council to accept the contract with RB&G for the State Park Access project. **Councilmember Smith moved that Council accept this contract and authorize the Mayor to sign. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Balch declared the motion carried.
6. After a lengthy discussion regarding the use of legal counsel, all members of Council voted to leave it as is, as they feel it is not being abused at this time.

7. Councilmember Cook apologized to Councilmember Smith for the way he had handled the animal issue at the previous meeting. He then explained that the fencing material for the little league park has been received and he is hoping it will be installed soon.
8. Councilmember Laws discussed the following items with Mayor and Council:
 - A. Presented the current water situation. He explained to Council what had been decided regarding the City's shares.
 - B. Presented the proposed consolidated grand fathered animal rights map. After a lengthy discussion, it was decided to have Mr. Hosler find the names to go with the parcels on this map. Then the declaration forms could be signed, the map could be updated and then it will be sent to public hearing for adoption.
 - C. Explained that he feels that the City should very closely look at the Recreation District during budget season. He suggested that the City take over the maintenance and let the District handle the running of the programs. Councilmember Cook explained that there have been some significant changes made and that the District intends to live within their budget.
9. Councilmember Slade presented the conditional use permit for animals. After a short discussion, it was decided that Councilmember Slade would make a few notes with his concerns and then this proposal would be sent to the Planning and Zoning Commission for consideration.
10. Ms. Kate Turk, City Treasurer, discussed the following items with Mayor and Council:
 - A. Asked for questions on financial disbursements. Questions were asked regarding a check written to Officer Watkins for travel. Mayor Balch asked why the last check number was out of sequence with the others. This was due to the fact that Judge Stevens was skipped during the payroll process.
 - B. Reminded Mayor and Council of the Economic Preview that will be held on March 23, 2001 at the Comfort Inn. Councilmember Laws and Mayor Balch will not be able to attend. Mr. Webb will be asked to speak at this meeting as Mayor Balch will not be available.
 - C. Explained to Council that Mr. Lynn Elliott, the architect on the hangar and visitor center projects, had drawings he would like to discuss with Council. He has asked for a work session on March 21 at 7 p.m. Council agreed and asked for a reminder call.
11. Mayor Balch asked that Council approve Mr. Duane Lyman to be appointed to the Visitor Center Committee as Mr. Mike Nelson has moved from the City. Approval was given.

Meeting adjourned at 8:25 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
February 28, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
General Services Director: Jeff Black
City Planner: Bret Hosler

Absent:

City Councilmember: Dale Slade

Others Present: Neil Joslin, Lynn Elliott, Shari Guymon & son, Lynn Stevens, Phil Mueller, Lana Latham, Mason Latham

1. The prayer was offered by Clisbee Black.
2. The Pledge of Allegiance was recited.
3. The minutes of the February 14, 2001 meeting were approved with a change being made to Page 2, #9 - It should read March 24, 2001.
4. Councilmember Black questioned whether Chief Halliday had completed the follow-up on the parking ordinance that Salt Lake City has passed. Mayor Balch stated that he did receive a copy of that ordinance in his box and it was a short two line ordinance. Mayor Balch instructed Mr. Webb to draft the ordinance and advise and consent was given to send it to public hearing for the next meeting. Mr. Philip Palmer stated that he did not miss many basketball games this year and he did not feel there was much abuse of the parking during this season.
5. Mr. Webb introduced Mr. Lynn Elliott with PJHM Architects. Mr. Elliott's firm will be the architect on the airport hangar and visitor center projects, as previously approved by City Council.
6. Mr. Lynn Stevens discussed the Centennial Birthday party. He explained that the first clean-up day will be held on April 21, 2001. A second clean-up day will be held May 5, 2001 and this will include the help of CEU and the National Guard. Mr. Stevens also asked for a little more formal time at the last council meeting in March.
7. Mr. Duane Lyman asked about the time line on the visitor center. Mr. Webb explained that there should be preliminary drawings on March 21 and completion by the Olympics.

8. Mr. Bret Hosler, City Planner, explained that he had just returned from ICBO training. He explained that the building codes are going through some transition at this time. The State will be adopting the International Building Codes next January. He further stated that he feels we need to continue to interact with the County regarding economic development, being that we are an energy rich county.

9. Mayor Balch explained that Mr. Harold Lyman had asked for a donation of \$200 for the economic preview that will be held March 24, 2001. Approval was given.

10. Councilmember Cook stated that he has deep concerns regarding the way the proposed conditional use permit proposal was handled. He is against the proposal in the first place due to the election and the lawsuit. Councilmember Cook stated that the City has spent a considerable amount of money on this issue and it needs to be left alone. He also feels that this having been taken to Mr. Halls for drafting has cost the City approximately \$200 and it should have been brought before Council before it was taken to Mr. Halls. **Councilmember Cook moved that before anything goes to Mr. Halls it needs to come before the full council. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Councilmember Laws asked if this meant on everything or just new legislation. He stated that he could understand it on new legislation, but he wanted to be able to go to Mr. Halls with questions and this would keep him from doing that. Councilmember Cook then withdrew his motion.** Mr. Webb will draft an ordinance stating that any proposed ordinance must first go to Council and then to Planning & Zoning before going to Mr. Halls. Councilmember Smith asked that Mr. Webb research this to see if what Councilmember Cook was proposing was legal.

11. Councilmember Laws stated that he feels we need to make sure we are not putting the cart before the horse on the proposed baseball fields. He does not feel that we have the water storage to do this at this time. Mr. Webb stated that they would discuss this further in executive session.

12. Councilmember Smith addressed the "Animals Conditional Use Permit". He explained that he is fulfilling a commitment that he made four years ago during his campaign to keep the rural atmosphere in Blanding. He further complimented Mr. Halls on his professionalism during the drafting of this ordinance. Councilmember Smith explained that with this ordinance there will be no additional grandfather rights and no pitting of neighbor against neighbor. He feels that in November the citizens voted nearly 2 to 1 to make this less restrictive. Mayor Balch asked if Councilmember Smith realized that with this ordinance that it would be possible to have 12 horses on a half acre lot. He also feels that this is definitely going to pit neighbor against neighbor. Mayor Balch further stated that this should have gone to Planning and Zoning before it went any further. Councilmember Cook stated that if the City is so worried about protecting citizens' property rights, what about the property rights of those who do not want animals. **Councilmember Cook moved that this ordinance be put down. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Councilmember Laws stated that things are done for one family all of the time, including the set backs and the water line allowed on Blue Mountain Road. Mayor Balch stated that the set back issue did follow proper procedure before being passed. Mr. Webb explained that if this is killed**

the only person that could bring it back are those who are not on the losing side of the motion.

Mayor Balch then called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
Those voting 'NAY'	Councilmember Laws
	Councilmember Smith
Those absent	Councilmember Slade

Voting being tied two votes each, Mayor Balch voted for the motion, and declared the motion passed.

13. Mr. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on financial disbursements. There were none.
 - B. Discussed the raw water project. The LDS Church would like to tie in at the South Chapel and they have offered \$22,000 towards this project. Mr. Webb then approached the San Juan School District about adding the Elementary School to this line. They approved \$5,627 toward the project. Staff recommends that the line be taken over to 200 West and down to 200 South making the line that much closer to the college. Mr. Webb explained that he has identified enough money in this years budget to complete the project and still stay within budget. Councilmember Laws felt that the City might look into selling raw water taps to residents. Advise and consent was given to complete this project.
 - C. Explained that Waste Management Co has extended it's contract with Monticello City 30 days. Mr. Webb approached them about raising our rates to only \$10.50 and we would sign a five year contract and they are looking into that.
 - D. Asked Ms. Turk to explain the situation regarding the Dinosaur Museum Utility Grant. Ms. Turk explained that in researching the minutes she found that it was said that the City would pay one years utilities on the museum up to \$1,500. That one year time period came to approximately \$400, which the City did pay. Mr. Webb asked if the Council wanted to subsidize them during the winter. It was decided not to continue to do this.
 - E. Regarding the ATV access request. The County has been very positive. They will be bringing down a trail cat right away. They do not feel we should do the Third Reservoir Road because it is so narrow.
 - F. Asked for Council's approval on the attached Water Treatment Plant Policy. Approval was given.
 - G. Architect/Project Update - Explained that any suggestions will be brought before Council before proceeding. Councilmember Laws asked about infrastructure on ball parks and on the amount of water it will take to water these fields. Mr. Webb explained that he would like to discuss the infrastructure during executive session and he did not know on the amount of water, but he would do the research on that and get back to Councilmember Laws with those answers.

- H. Asked for approval on the newsletter. It was approved with the exception of the article on the farm animal issue. It was decided to blank out the animal story and then the newsletter could be sent.

14. Councilmember Smith explained that he had spoken with Commissioner Redd regarding the taxes on the hospital land. He told Councilmember Smith that the bill goes with the land. Mr. Webb explained that the commissioners told him that it was possible that they may work something out.

15. **Councilmember Cook moved to retire to executive session. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Smith

Those voting 'NAY'	NONE
---------------------------	-------------

Those absent	Councilmember Slade
---------------------	----------------------------

constituting all members thereof, Mayor Balch declared the motion carried.

16. Council retired to executive session at 8:35 p.m.

17. Council returned from executive session at 9:35 p.m.

18. **Councilmember Cook moved that Mr. Webb be allowed to pursue the Palmer purchase and the Lyman sale of property. Councilmember Smith seconded the motion. Mayor Balch repeated that motion and asked for discussion. Hearing none he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Smith

Those voting 'NAY'	NONE
---------------------------	-------------

Those absent	Councilmember Slade
---------------------	----------------------------

constituting all members thereof, Mayor Balch declared the motion carried.

Meeting adjourned at 9:36 p.m.

By _____
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
February 14, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Clisbee Black

Terry Cook

Kelly Laws

Dale Slade

Don Smith

City Treasurer: Kate Turk

City Clerk: Patricia Bartlett

City Engineer: Philip Palmer

General Services Director: Jeff Black

City Planner: Bret Hosler

Chief of Police: Mike Halliday

Others Present: Neil Joslin, Guen Smith, Gary Guymon, Garth Wilson, Phil and Lou Mueller, Bryan Hawkins

1. The prayer was offered by Kate Turk.
2. The Pledge of Allegiance was recited.
3. The minutes of the January 24, 2001 meeting were approved as written.
4. Mr. Gary Guymon addressed the Mayor and Council. He talked of three business owners who would possibly be leaving Blanding due to the lack of business. He also reminded Council that we have a lot of good things to look forward to.
5. Mrs. Guen Smith asked Council about the street signs. She was concerned that the streets with names should also have numbers on them.
6. Councilmember Cook discussed the no parking zones at the high school and the fact that people continue to park in these zones. Chief Halliday stated that Judge Hazleton had just thrown out a case where a parked car had been ticketed due to the fact that a specific driver was not ticketed. Chief Halliday then stated that Salt Lake City had passed an ordinance stating that anytime a parked vehicle was ticketed that no matter who was driving it, the owner of that vehicle would be responsible. Councilmember Laws asked Chief Halliday to look into this further and bring it back to Council in the future.
7. Chief Halliday stated that Officer Harley Watkins had passed his probationary period and asked that Council give him a raise in pay to \$10.00 an hour. Advise and consent was given on this issue.

8. Mr. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
 - A. Presented the 1/01 Natural Gas and Water Reports. Mr. Philip Palmer stated that Camp Jackson is at 107% of normal.
 - B. Presented a proposal to begin providing our own waste disposal services. He stated that this could be done joint with Monticello or not. The reasoning on this issue is that Waste Management, Inc., our current supplier, is raising it's rates considerably. Mayor Balch asked that Mr. Webb look into this further, including the breaking of the contract with Waste Management. A decision will be made at the February 28, 2001 meeting.
9. Mayor Balch explained that Mr. Harold Lyman had approached him regarding an economic preview that will be held on March 24, 2001 from 8:00 a.m. to 1:00 p.m. All Council was in favor of this meeting and Councilmembers Smith and Cook committed to be in attendance.
10. Councilmember Black asked Mr. Hosler to explain the dog licensing changes that Planning and Zoning would like Council to consider. Mr. Hosler explained that Ms. Diane Bradford had asked that the licensing date be changed to January 1 from June 1. After further discussion, Council requested that Planning and Zoning submit a proposal of what they would like changed.
11. Councilmember Cook reported on the Baseball Tomorrow Grant. He explained that out of 250 applicants, it had been narrowed to 12 and Blanding was one of those 12.
12. Councilmember Laws discussed the following items with Mayor and Council:
 - A. Stated that he feels there is a problem with controlling or governing who has grandfathered animal rights and who doesn't. He feels a new map needs to be built by combining the two that we have now. Councilmember Laws presented a "Grandfather Status Declaration Form" that he would like to have distributed to all those that are showing grandfather rights at this time and have them sign off on whether they maintained those rights or not during the past year. Council approved this form and also approved that Mr. Hosler work on the map suggested earlier with Councilmember Laws' assistance.
 - B. Explained that Mr. Bryan Hawkins had been told that he could not have a horse on his property. Councilmember Laws stated that he felt Mr. Hawkins had maintained his grandfather rights, therefore a horse could be placed on that property. All Council agreed.
 - C. Asked staff about the water bill at Vance Nielsons rental property. Mr. Black explained that a pressure test had been done and he felt that all was in order there.
13. Councilmember Slade began the discussion regarding the Dinosaur Museum utility bill. Ms. Turk stated that she would continue to research this issue and asked that Councilmember Slade supply her with a record of what they felt they had paid.

14. Councilmember Smith discussed the following items with Mayor and Council:
 - A. Explained that the electric company was \$100,000 in the hole, but feels that between today and April the City should be able to make up that difference.
 - B. Spoke of Mike Nelson leaving the community and asked to have a letter of appreciation sent to him for his services to the community. Mr. Webb will draft this letter.
15. Ms. Kate Turk, City Treasurer, discussed the following items with Mayor and Council:
 - A. Asked for questions on financial disbursements. There were none.
 - B. Explained the situation regarding the architect for the hangar and the visitor center. The preferred architect would not be able to begin for 70 days. Mr. Webb has sent out other RFP's and is hoping that these will be back to him this week. Mayor and Council agreed that Mr. Webb could make the decision on the architect along with three Councilmembers approval.
 - C. Explained that a bid had been submitted to the City on the red car that was seized two years ago. The bid was for \$50. Ms. Turk recommended that Council accept that bid. Approval was given to do so.
16. Mr. Phil Mueller discussed the continuing installment of fiber optics and explained that it is also being discussed at the state level.
17. Mr. Gary Guymon addressed Mayor and Council explaining his concern regarding economic development. He explained that there is a gentleman from Salt Lake who has volunteered to speak to Council about how to draw more tourists to the community. Mayor Balch asked Mr. Guymon to contact Mr. Harold Lyman and possibly have this be part of the Economic Preview discussed earlier.
18. Council retired to executive session at 8:30 p.m.
19. Council returned from executive session at 9:07 p.m.

Meeting adjourned at 9:07 p.m.

By



M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
January 24, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Terry Cook
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Clerk: Patricia Bartlett
City Planner: Bret Hosler
General Services Director: Jeff Black

Absent:

City Councilmember: Clisbee Black

Others Present: Edith Young, Dennis Anderson, Norman Nielson, Guen Smith, Phil Mueller, Lynn Stevens, Neil Joslin, Lynette Stevens, Gary Guymon, Jeremy Redd, Garth Wilson, Chip Sharp, Becky Young

1. The prayer was offered by Guen Smith.
2. The Pledge of Allegiance was recited.
3. The minutes of the January 10, 2001 meeting were approved with the following changes:
 - A. Page 2, #7A - "hoping for some **news** this week."
4. Mayor Balch then proceeded with the swearing in of Mr. Lynn Stevens as Justice Court Judge. Mayor Balch informed the public that Mr. Stevens had passed the qualifying test and would now officially begin his duties.
5. Mr. Lynn Stevens then addressed Mayor and Council requesting a water hookup outside of city limits, which is an exception to the current policy. **Councilmember Smith moved that the City approve this connection. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Cook
Councilmember Slade
Councilmember Smith

Those voting 'NAY'

Councilmember Laws

Those absent

Councilmember Black

constituting all members thereof, Mayor Balch declared the motion carried.

6. Mrs. Edith Young discussed the Blanding Centennial which will be held in the year 2005. She requested a committee be assigned to this event. Mrs. Young would like a flyer to be sent out with the utility bills asking bishops, churches, social clubs and youth groups to be part of this committee. A cleanup day will be held April 21, 2001 with the help of the National Guard and CEU. Mr. Lynn Stevens was made the chairman of this committee. Mr. Webb stated that there should be additional funds put in the budget that year for more fireworks.

7. Mr. Dennis Anderson began a discussion with Mayor and Council regarding cemetery beautification. He presented a rough picture of what his and others thoughts were regarding this. They would like to do some kind of boulder stairs, and a small retaining wall and fence on the slope after the sidewalk is completed. Councilmember Smith will be the Council representative on this committee.

8. Mr. Gary Guymon addressed Mayor and Council regarding the Chamber of Commerce. He reported on the lions club meeting that was held in Blanding at the Arts and Conference Center.

9. Mr. Chip Sharpe and Mr. Jeremy Redd gave Mayor and Council a breakdown of the Central San Juan Recreation budget and again requested fund for the fence, pump and sprinklers. After some discussion, **Councilmember Cook moved that council approve the fence portion of the request. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Cook

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

Councilmember Laws

Those absent

Councilmember Black

constituting all members thereof, Mayor Balch declared the motion carried.

10. Mr. Garth Wilson discussed the grant proposal submitted to Baseball Tomorrow. He explained that this was presented on Monday, with questions back today. He feels they were very supportive.

11. Mayor Balch offered his congratulations to Lynn Stevens.

12. Councilmember Cook offered congratulations to Mr. Stevens and expressed thankfulness that we can have open meetings and prayer.

1. Councilmember Laws also offered his best to Mr. Stevens.

14. Councilmember Slade discussed the \$1,500 power grant to the Dinosaur Museum that was made in the past and only \$400 of that had been used. He would like Council to consider helping them with their power bill. Mr. Webb will pull the history to discuss at a later time.

15. Mr. Chris Webb, City Administrator, discussed the following items with Council:
- A. Asked for questions on financial disbursements. There were none.
 - B. Informed Council of Gas meeting being held tomorrow at the Arts & Conference Center.
 - C. Updated Council on the current projects that are pending.

16. **Councilmember Smith moved that the Mayor and Council retire to executive session. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

17. Council retired to executive session at 8:40 p.m.
18. Council returned from executive session at 8:55 p.m.

Meeting adjourned at 8:55 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
January 10, 2001
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Don Smith
City Administrator: Chris Webb
City Clerk: Patricia Bartlett
City Planner: Bret Hosler
City Engineer: Philip Palmer
General Services Director: Jeff Black

Absent:

City Councilmember: Kelly Laws
Dale Slade

Others Present: Kay Johnson, Neil Joslin, Phil Mueller, Guen Smith, Jim Bayles, Steve Bradford, Carlene Jones, Mike Bradford

1. The prayer was offered by Philip Palmer.
2. The Pledge of Allegiance was recited.
3. The minutes of the December 27, 2000 meeting were approved with the following changes:
 - A. Page 2, #6A - "there is no need for the kennel ordinance. The problems that arise should be able to be handled through the offensive business ordinance. Mayor Balch asked that..."
 - B. A correction was also made to the water report that was issued in the packets.
4. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Presented the 2000 Annual Building Report. Mr. Hosler stated that construction is almost 1/4 of 1999's numbers. Suggested that the natural gas installation dollar number is possibly incorrect.
5. Mr. Jeff Black, General Services Director presented the December 2000 Natural Gas and Water Reports. There was a correction made on the Drywash City Share.
6. Councilmember Black discussed the airport meeting. He explained that they are still working on getting the \$150,000 cut out on the FAA error. Mr. Webb stated that he should be notified of final funding on the hangar this week and the site work will follow.

7. Councilmember Cook discussed the following items with Mayor and Council:
- A. Asked about the funding on the new hospital. Mr. Webb explained that they were hoping for some news this week.
 - B. Thanked Debbie Christiansen for her help with the City Christmas Celebration.
8. Councilmember Smith explained that he saw a City property on the delinquent property tax list. Mr. Webb explained that Craig Halls is checking on this. Councilmember Smith stated that regarding the offensive business that the state nuisance law is still in effect, so with three complaints it can still be taken to court.
9. Mr. Chris Webb, City Administrator, discussed the following items with Council:
- A. Asked for questions on financial disbursements. All questions were answered to Council's satisfaction.
 - B. Requested permission to send the ATV route letter to the County. Approval was given.
 - C. Discussed the recreation district request. Mr. Webb explained that the budget could be opened to cover the approximately \$11,000 request. Another option was to give a grant from an enterprise fund. Councilmember Black suggested that the fence at the little league park be repaired instead of replaced and would like to see an estimate on the replacement costs. Mayor Balch suggested that the City see how the district complies with their budget. Mr. Webb stated that he would ask for a copy of their budget and the estimate. Councilmember Cook stated that he would like to see the County come up with more dollars for recreation.
 - D. Discussed that natural gas costs. The City's cost for natural gas has now officially gone to \$8.77 per decatherm. After a short discussion, Mayor and Council decided not to raise the rates again at this time.
 - E. Officer Bradford gave the recommendation to accept all bids on abandoned vehicles. **Councilmember Smith moved that the City accept the high bids on the abandoned vehicles as they are with notification to lienholder. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**
- | | |
|--------------------|---------------------|
| Those voting 'AYE' | Councilmember Black |
| | Councilmember Cook |
| | Councilmember Smith |
| Those voting 'NAY' | NONE |
| Those absent | Councilmember Laws |
| | Councilmember Slade |

Meeting adjourned at 8:05 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
December 27, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Kelly Laws
Dale Slade
Don Smith
City Treasurer: M. Kate Turk
City Clerk: Patricia Bartlett
City Planner: Bret Hosler
City Engineer: Philip Palmer
General Services Director: Jeff Black
Police Chief: Mike Halliday

Absent:

City Councilmember: Terry Cook

Others Present: Mr. & Mrs. Jim Bayles, Neil Joslin, Jeremy Redd, Mike Murphy

1. The prayer was offered by Bret Hosler.
2. The Pledge of Allegiance was recited.
3. The minutes of the December 13, 2000 meeting were approved with the following changes:
 - A. Page 1, 5 - "his livelihood his" should be "his livelihood **is**"
4. Mr. Jeremy Redd with the Central San Juan Recreation District addressed Mayor and Council regarding a request for funds to use towards capital improvements at the little league field, swimming pool and golf course, all city owned facilities. Mr. Redd asked for \$6,500 to repair the fence at the little league field, \$3,800 for a backup pump at the pool and \$900 to repair sprinklers at the golf course. Mayor Balch stated that the council would consider this and it would be placed on the next agenda for discussion at the meeting on January 10, 2001.
5. Chief Halliday proposed that a portion of the money that is collected from the sale of the seized vehicles be put back into the Police budget. He would like to put some of the money towards the DARE program, a portion towards a scholarship fund at San Juan High School and he feels the Police Department also needs to upgrade their computer system. Mayor Balch stated that the appropriations will be set at the next scheduled council meeting.

6. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Asked if Council wanted to make changes on the kennel ordinance. Councilmember Smith stated that there is no need for the kennel ordinance. The problems that arise should be able to be handled through the offensive business ordinance. Mayor Balch asked that the City Attorney review the offensive business ordinance in order to determine whether it would supersede the other ordinances or not. He asked for a reply in writing from Mr. Halls.
 - B. Informed Council that they had been burning on South Highway 191 to prepare for further sidewalk projects.
7. Mr. Jeff Black, General Services Director presented the November 2000 Natural Gas and Water Reports. There was a correction made on the Starvation Reservoir.
8. Mayor Balch asked Council to confirm his appointment of Mr. Lynn Stevens for the Justice Court Judge Position. After a short discussion, all were in favor excepting Councilmember Cook who was absent.
9. Mayor Balch then discussed the possibility of Council putting on the ballot a proposal to stop the county from raising the property taxes to pay for the Health Care System.
10. Councilmember Slade made Mayor and Council aware that he would be in France the night of the next Council meeting on January 10, 2001.
11. Councilmember Smith explained that he had a lengthy visit with Kay Johnson, the City's UAMPS representative, and Mr. Johnson is very concerned with the City's power usage. Councilmember Smith asked to schedule a power board meeting. This meeting was scheduled for January 10, 2001 at 6:00 p.m. in Council chambers.
12. Ms. Kate Turk, City Treasurer, discussed the following items with Council:
 - A. Asked for questions on financial disbursements. Councilmember Smith questioned the purchase of two generators which Jeff Black explained to his satisfaction.
 - B. Approval was given on the proposed Employee Holiday Schedule for the year 2001.
 - C. Approval was given on the proposed Council Meeting Schedule for the year 2001.
13. Mayor Balch asked if Council would like to respond to the letter written to the City from the San Juan School District regarding service laterals. It was decided that no response was necessary.
14. Mr. Jim Bayles asked if he could be given any guarantees regarding his shop and the noise ordinance. He feels if he cannot be given the guarantees he needs that he will have to leave the area. Mrs. Bayles also expressed her concerns.

Meeting adjourned at 8:30 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
December 13, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Clisbee Black

Terry Cook

City Administrator: Chris Webb

Absent:

City Councilmember: Kelly Laws

Dale Slade

Don Smith

Others Present: Jimmy Bayles

1. Mayor Balch, seeing the lack of a quorum present at council, canceled the meeting.

Meeting adjourned at 7:05 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
November 21, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Clerk: M. Kate Turk
City Planner: Bret Hosler
City Engineer: Philip Palmer

Absent:

City Councilmember: Terry Cook

Others Present: Mr. & Mrs. Jim Bayles, Neil Joslin, Guen Smith, Phil Mueller

1. The prayer was offered by Chris Webb.
2. The Pledge of Allegiance was recited.
3. The minutes of the November 8, 2000 meeting were approved with the following changes:
 - A. Page 1, 5b - Councilmember Cook asked about the Natural Gas Report not Councilmember Slade.
4. Mr. Webb explained that the purchase policy stated that the City could hire Bayles Exploration on time and materials to repair the substation well. A new pump was installed and some piping was replaced. The cost came in at just over \$2,000.
5. Mr. Jim Bayles addressed Council with concerns regarding his shop which is in a commercial zone but borders residential zones. Mr. Bayles played a videotape of his court case where Mr. Craig Halls, City Attorney, suggested that Mr. Bayles' shop may be shut down if the noise is excessive, citing the City nuisance ordinance. Mayor Balch stated that Mr. Bayles has no rules that are different than any other business. Mr. Bayles feels his livelihood is being threatened. Councilmember Laws disagreed with Mr. Halls statements stating that Main Street is a commercial zone and we do not restrict noise in other commercial zones. If the ordinance states that a commercial zone cannot be noisy, then Councilmember Laws feels it should be readdressed. Councilmember Laws stated that continued research needs to be done on this issue and it needs to be readdressed at the next Council meeting. Mayor Balch asked Mr. Webb and Mr. Hosler to research this issue and add it to the next agenda for further discussion.

6. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Explained the recommendations from the Planning and Zoning Commission regarding the kennel ordinance. Councilmember Smith asked for a copy of what deals with dogs in the current zoning ordinance.
 - B. Asked that citizens be asked to not post garage sale signs and such on traffic control posts.

7. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
 - A. Explained that two years ago when Gibbons' built their home near the Stake Center, the City determined there was an error in the survey that was done on their property. In order to make their lot a conforming lot, the City indicated at that time that they would deed some of the right-of-way on the south side of that home to the Gibbons. Advise and consent was given for Mayor Balch to sign the deed.
 - B. Gave the results of the bid opening on chips. LeGrand Johnson bid \$19.11/yd. and Holliday Construction bid \$15.50/yd. Advise and consent was given to award the bid to Holliday Construction.

8. Mayor Balch appointed Judge Lyon Hazleton temporarily to the Justice Court position until a full time person can be hired. The ad for the new judge will be advertised the deadline for applications will be December 15.

9. Councilmember Laws discussed the following items with Mayor and Council:
 - A. Explained that the Blanding Irrigation Company held a stockholders meeting on November 9, 2000. This meeting was held to decide whether to make the Dry Wash trade with the City or not. He then explained that Commissioner Ty Lewis came to the meeting and told them that the County had been working with the Bureau of Reclamation to get 5 million dollars into San Juan County. Commissioner Lewis indicated to the Irrigation Company they did not need to make this trade as he had BOR money coming. As of November 17, a memo came from Ed Scherick to the City stating that the BOR money was gone. Councilmember Laws is frustrated that the County elected officials have one thing in mind which is not the betterment of the County. Councilmember Laws feels that Commissioner Lewis is more interested in helping Monticello than the entire County. Mr. Webb stated that he has been working with the BOR and he feels there are some misunderstandings in this issue. The Irrigation Company did not bring the Dry Wash trade to a vote at this time.
 - B. Explained that there was a water board meeting held. The water that is in Recapture at this time belongs to the City in its entirety. The other entities have no water at this time. The water that is being used by the San Juan Water Conservancy District is City water. The Irrigation company is concerned and are willing to work with the City to resolve the issue. The Conservancy District's attitude was essentially that the City would have to take them to court to do anything about them using City water. Councilmember Laws feels that at some time the City may have to take legal action against them.
 - C. Explained that he met Max Young and would like Council to extend him an invitation to come and meet with them after the first of the year.

10. Councilmember Slade discussed the following items with Mayor and Council:
 - A. Tabled the miniature horse ordinance issue until a later time.
 - B. Asked about follow-up on economic development. Mr. Webb explained that the gentlemen from Dove Creek is still a possibility. Also, that ALCO may still be interested they are trying to work a deal with land owners.
11. Councilmember Smith discussed the following items with Mayor and Council:
 - A. Asked if flowers had been ordered for Preston Nielsons funeral and they had. It was also decided that a full months pay would be given to Preston's family for the month of November.
 - B. Explained that he attended the Lions Club meeting. About 50 people were present. Councilmember Slade took them through the Dinosaur Museum and they also went to the Edge of the Cedars Museum
 - C. Asked where we were on the selling of the City lots. Mr. Webb explained that staff is still working on the proposal.
12. Mr. Chris Webb, City Administrator, discussed the following items with Council:
 - A. Asked for questions on financial disbursements. Councilmember Smith questioned the disbursement to Parley Redds on the Transfer Station. Councilmember Black questioned the disbursement to American Car Care that was coded to the water department. All questions were answered to the satisfaction of Council.
 - B. Explained that the transportation commission visit went well. The agreement on the City visitor center was signed. Mr. Webb is scheduled to meet with the County commissioners on December 4. His intent is to tell them that the City does not want to sign this agreement until the County agrees to step up and be part of this project. Councilmember Smith thanked Mr. Webb for his hard work on this project.
 - C. Explained that the documents for the lighting project to add additional lighting on Main Street going further south are here and needing signatures. Council approved Mayor Balch signing these documents.
 - D. Explained that the two north churches, the Stake Center and the North Chapel, are ready to convert to secondary water. In the past, we did not charge a connection fee but all construction costs were covered by the customers. It was suggested that the City pay for the pipe and purchase 6" and oversize it so that it may be extended in the future. Approval was given by Council to allow these connections and for the City to purchase the 6" pipe.
 - E. Explained that he will be traveling on December 6 - 8. The City was invited to present their water conservation plan. The City's plan has been deemed one of the top five plans in the state. This will be presented at a water conservation forum.
 - F. Asked for approval on the newsletter. Councilmember Black asked a little more about the meter reading problems. Mr. Webb explained that staff would like to draft a policy regarding this issue for Council's approval. Approval was given on the newsletter.
 - G. Explained that UAMPS lost the bid on the power Resource 2000 which means over the next few years we will be scrambling to find a good power source. We still have 3 years with Idaho Power but that contract will not be renewed at that time.

- H. Explained that the final estimates on the 4th Reservoir were received from RB&G Engineering. The Bureau of Reclamation had said this project would cost 5 million dollars plus. RB&G states to raise the reservoir 30 feet it would cost 3.65 million. Raising it 15 feet would cost 3.1 million. The 30 feet would give the city an additional 1,720 acre feet. Mr. Webb suggested that the City back off this project and start working on a long term project to get a congressional appropriation. Council agreed to this.
13. Councilmember Laws would like to acknowledge the efforts of the state road crew on the intersection north of town at the Old Maverick Station. He asked that Mr. Webb draft a letter to the powers that be and thank them their efforts.
14. Mr. Jimmy Bayles explained that he still has concerns with the proposed kennel ordinance.
15. Mr. Phil Mueller stated that there will be economic development meetings in January or February. He explained that 60 to 70% of retail shopping by County citizens is done out of the County. This is a vital concern and somehow needs to be addressed. He further explained that a study is being done in Colorado on essential air service to improve things. Fiber optics will be ran as far as Dove Creek by next year. Three different companies are coming in.

Meeting adjourned at 8:52 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
November 8, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Clerk: M. Kate Turk
City Planner: Bret Hosler
City Engineer: Philip Palmer
General Services Director: Jeff Black

Others Present: Mr. & Mrs. Jim Bayles, Neil Joslin, Terri Laws, Guen Smith, Mike Nelson

1. The prayer was offered by Councilmember Smith.
2. The Pledge of Allegiance was recited.
3. The minutes of the October 25, 2000 meeting were approved as written.
4. Mr. Bret Hosler, City Planner, informed Mayor and Council that there is a subcommittee working on the annexation law. This was changed approximately 3 years ago and the changes caused many problems so they are now reworking this.
5. Mr. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
 - A. Explained that the well at the substation is out and asked if he should proceed with repairing it. Councilmembers Laws and Smith both agreed that it needed to be repaired. It was agreed by Council to send this out for bid.
 - B. Presented the 10/00 Natural Gas report. Councilmember Cook asked if the report could have the actual usage from last year rather than the estimated.
 - C. Presented the 10/00 Water report. Councilmember Smith asked if Dry Wash was completely dry and Mr. Black explained that it was.
6. Mayor Balch explained that Harold Lyman had contacted him asking if the City would be involved in sponsoring an economic development seminar in January or February. There would be no money involved. Council agreed to sponsor this event.

7. Councilmember Cook discussed the following items with Mayor and Council:
 - A. Discussed the issue of the letter that was received from Congressman Cannon's office on November 7th. He explained that he was very disappointed in Congressman Cannon and felt the City should issue a response. Councilmember Laws stated that this letter was a total contradiction to the letter received earlier which is discussed in the October 25, 2000 Council meeting minutes. Councilmember Slade also felt this letter needed a response and this response also needed to be sent to James Harvey of USDA and Secretary Glickman. All Council was in favor of this with the exception of Councilmember Smith.
 - B. Explained that the voice of the people had been heard regarding farm animals in the City. He asked that it now be left alone so as to not cause any further controversy on this issue.
8. Councilmember Laws explained that the Blanding Irrigation Company would be holding a stockholders meeting tomorrow night, November 9, 2000. They would be discussing the Dry Wash trade agreement.
9. Councilmember Slade asked that the miniature horses initiative be scheduled for a public hearing for the next council meeting. Mayor Balch stated that he would not accept this as this issue was not on the agenda for tonight's meeting for the public to be aware that this would be discussed. Councilmember Black explained that the Planning and Zoning Commission was unanimously against this issue. Councilmember Slade asked that new copies be given to Mayor and Council and that it be put under his name on the next agenda. Mayor Balch stated that if there is any legislation that is centered on one individual and one individual only, this is it. He further stated that this would only be affecting one person and that making this change would be single legislation. Councilmember Slade stated that he felt an injustice had been done on this issue. Councilmember Cook then stated that he agreed and the injustice was to the taxpayers of the community as the City spent an exorbitant amount of money on this issue and it now needed to be left alone.
10. Councilmember Smith discussed the following items with Mayor and Council:
 - A. Explained complimented Councilmember Laws on his insight into the farm animal initiatives and the original wording which he felt was slanted.
 - B. Explained that Mayor Balch had asked him to welcome the Lions group to the City this Friday.
 - C. Discussed the Westwater situation regarding water. He explained that Indian Affairs is going to drill a well and put in a solar pump. He feels that possibly, the City should be involved somehow. Mr. Webb explained that his concern was that no one will agree to pay for the water or give us the rights to run the line because of the archaeological issues. Mayor Balch feels letting them drill the well and keeping the City out of it is the best way to go.

11. Mr. Chris Webb, City Administrator, discussed the following items with Council:

- A. Asked for questions on financial disbursements. Councilmember Smith questioned the disbursement to UP&L for September Maintenance items. Mr. Webb explained that this includes repairs and new services. This months bill was larger due to the line down near the School District Offices which cost approximately \$8,000.
- B. Explained that he needed to run an ad in the paper giving the results of the farm animals election. **Councilmember Laws moved that the City publish the results and show the Council has declared the law in full force and effect as so stated in Initiative One. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Discussed the Visitor Center agreement with UDOT. Mr. Webb explained that UDOT will not participate in the Operations and Maintenance of the facility, but they will not be asking for any ownership in the facility. They do require that the restroom facilities, telephone and drinking fountain be accessible 24 hours a day, seven days a week. **Councilmember Cook moved that the City move forward with the visitor center and accept the agreement with UDOT as explained by Mr. Webb. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Mayor Balch then asked how much money the City is going to come up with initially or how much debt will the City have to go into. Mr. Webb explained he felt there would be no debt with the County participation. The City will take approximately \$50,000 out of the C-Road budget to build the roads for the center. Councilmember Laws explained that if the San Juan County Transportation Service District participates in the Monticello Project, then he will ask them to participate here. Councilmember Black asked if this was Phase I only and Mr. Webb explained that it was. Mr. Bret Hosler explained that he was in favor but asked that there be no overnight parking allowed. Mr. Webb explained that the agreement already includes no overnight parking. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- D. Explained that he had discussed the possibility with the Association of Governments that they purchase the lots the City had for sale for affordable housing projects. He asked for permission to send the AOG a proposal giving them a dollar amount on the lots whether improved or unimproved. Approval was given for Mr. Webb to pursue this.
- E. Explained that the Central San Juan Recreation District have identified funds that may be available to build a baseball fourplex. After a short discussion, Mr. Webb was given advise and consent to submit a grant proposal for this money. Council decided that they could stop the forward progress on this at a later time if so needed.
- F. Explained that the Transportation Commission will be in Blanding for their meetings on November 16 and 17. He invited Mayor and Council to attend feeling that the Visitor Center agreement may be approved at these meetings.

12. **Councilmember Cook moved that the City accept the changes to the fencing ordinance both commercial and residential as written. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

Councilmember Black

constituting all members thereof, Mayor Balch declared the motion carried. (A copy of the changes are found on page 5 of these minutes.)

13. Mr. Mike Nelson, Chairman of the Swallows Nest Committee, thanked Mr. Webb for the work that he has put into the agreement with UDOT. Mr. Nelson feels this visitors center will be a great benefit to our community.

14. Mr. Philip Palmer asked that Mayor and Council consider not bidding the job on the substation well. He feels that bidding this job will make it more expensive. Councilmember Cook stated that if it could be done, legally, without bidding it out then it should be done that way. All other councilmembers agreed.

15. Mr. Jeff Black made Mayor and Council aware that the four way blinking stop light had been installed at the intersection of main and center. He feels that there should be some discussion with UDOT regarding the signage at this intersection.

16. Mr. Webb made Mayor and Council aware that the next Council meeting will be held on Tuesday, November 21, 2000 due to the Thanksgiving Holiday.

Meeting adjourned at 8:33 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
October 25, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Terry Cook
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Clerk: M. Kate Turk
City Planner: Bret Hosler

Absent:

City Councilmembers: Clisbee Black

Others Present: Mr. & Mrs. Jim Bayles, Phil Mueller, Lou Mueller, Neil Joslin

1. The prayer was offered by Mayor Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the October 11, 2000 meeting were approved as written.
4. Mrs. Lou Mueller made Mayor and Council aware that October is Domestic Violence Awareness Month. She invited Mayor, Council and staff to an appreciation luncheon being held on October 26 for those who have been involved. Mrs. Mueller thanked the City Police for the help they have given in curbing domestic violence.
5. Councilmember Slade discussed the following items with Mayor and Council:
 - A. Asked where Planning and Zoning was on the dog ordinance. Mr. Hosler explained that they will be going over this at their next meeting and then recommendations will be brought to Mayor and Council.
 - B. Read a letter sent to Mrs. Bernie Reed from Congressman Cannons office. Mrs. Reed had corresponded with their office regarding healthcare. The letter, in short, stated that the Congressman's office would be staying out of the issue.
6. Councilmember Smith discussed the following items with Mayor and Council:
 - A. Explained that several businessmen had contacted him regarding the power bumps that have been occurring and what this does to their demand charges. A discussion was held regarding this issue. Councilmember Smith also stated that he has had calls regarding the length of time citizens have to pay their bills to the City. Some feel it is not a sufficient length of time.

- B. Explained that he had been asked to be on a committee which will be promoting several different projects. One is trying to get water to West water. Mr. Webb explained that the City has gotten the Bureau of Reclamation involved on this issue. There are ongoing problems regarding operation and maintenance and the utility bills being paid. Councilmember Smith stated that this committee will also be trying to get UDOT to do some excavation on the hill behind the sidewalk at the cemetery along Highway 191.
7. The public hearing regarding the Community Development Block Grant application opened at 7:30 p.m. Mayor Calvin Balch asked City Administrator, Chris Webb to explain the purpose of the hearing wherein Mr. Webb informed the public of the City's intent to apply for CDBG money that can be used for several purposes which could include water, sewer, roads and other community projects. He further explained that it is the City's intent to submit a preapplication to provide curb & gutter along 200 West from Center Street to 700 North. Mayor Balch then asked for any public comments. Hearing none, Mayor Balch closed the public hearing at 7:35 p.m.
8. Mr. Chris Webb, City Administrator, discussed the following items with Council:
- A. Asked for questions on financial disbursements. There were none.
 - B. Explained that a right-of-way acceptance was needed for an easement problem on 100 West. Mahana and Kalei Fisher will be building a home on 800 North and have asked that the City accept the right-of-way from 800 North along the back of the properties adjacent to their home for a street right-of-way. Mr. Webb explained that this would be an unimproved right-of-way and it will need to be designated as such and built to appropriate grades per Mr. Palmer. Advise and consent was given to accept this right-of-way with the above conditions.
 - C. Asked for approval on the newsletter. After a lengthy discussion, Mayor Balch gave Mr. Webb approval unless a Councilmember told Mr. Webb not to print it.
 - D. Councilmember Slade complimented Mr. Webb on the way he handled the health care meeting that had been held the previous week.
9. Jim Bayles addressed Mayor and Council regarding the fence ordinance. He stated that he feels making the fences be strictly chain-link is absurd if someone wants to put an ornamental iron fence. A discussion was held regarding this issue. Mayor and Council will be discussing this again at a later time.

Meeting adjourned at 8:04 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
October 11, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Clerk: Patricia Bartlett
General Services Director: Jeff Black
City Planner: Bret Hosler
City Engineer: Philip Palmer

Others Present: Mr. & Mrs. Jim Bayles, Gordon Hawkins, Jerry Adams, Kleston Laws, Mr. & Mrs. John Lyman

1. The prayer was offered by Councilmember Black
2. The Pledge of Allegiance was recited.
3. The minutes of the September 27, 2000 meeting were approved as written.
4. Mr. Kleston Laws with UDOT, addressed Mayor and Council. Mayor Balch and Council told Mr. Laws the changes on North Highway 191 were done very efficiently and thanked him for that. The Highway Commission Meeting will be held in Blanding on November 17. They will be holding an open house on November 16, for public comment. Philip Palmer thanked Mr. Laws for their participation in the safe sidewalk program and explained that they had used that money for sidewalk at the cemetery along the highway.
5. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Explained that the Planning Commission met with Jim Bayles and discussed proposed kennel policies.
 - B. Explained that he had the census report participation levels. San Juan County was 68% and Blanding was 64%.
 - C. Asked that the community get more involved in main street beautification. This will also help economic development.
 - D. Mr. Webb stated there were two people in Blanding today. One was a large retailer. They seemed to be quite impressed with our City.
6. Mr. Philip Palmer, City Engineer, gave an update on three different contracts in the works at this time. The airport is 99% complete. The asphalt work should be completed in about a weeks time. The curb and gutter work should be completed in approximately two weeks.

7. Mr. Jeff Black, City General Services Director, presented the September 2000 Water and Natural Gas Reports.

8. Councilmember Cook explained to Council that he felt the Recreation District is functioning much better with seven members. Mr. Webb explained that the Recreation District is caught up on utility payments and the City released their quarterly disbursement to them.

9. Councilmember Slade spoke of meetings that will be held in Blanding and Monticello next week. Blanding will be held at 4:30 p.m. on October 18. The Blanding Health Care Board met with the USDA people today. The Mayor asked why USDA has any right to go public with this private situation. The USDA will meet with Council on October 20, 2000.

10. Mr. Chris Webb, City Administrator, discussed the following items with Council:

- A. Asked for questions on financial disbursements. Councilmember Smith asked Mr. Webb if he felt the travel for the League meetings was worth the cost. Mr. Webb feels like it is a valuable expenditure.

11. The public hearing for the proposed fencing ordinance changes opened at 7:30 p.m. Council set a time limit of 15 minutes for the meeting. Deann Bayles spoke stating that she felt there were safety issues with corner lots and also, that with fences in the front yard it may be difficult for emergency response personnel to get to your home with fences and gates in front yards. She also stated that everyone on a street having different heights of fences will not be aesthetically pleasing. Bret Hosler agreed with all that Mrs. Bayles had said. He added that he feels this may be a detriment to economic development. Mr. Hosler feels that the "Neighborhood Watch" program will not be very effective with a six foot fence in a front yard. He feels there are many practical reasons to keep this at four foot. Gordon Hawkins, City Fire Chief, stated that the Fire Department doesn't want any fences in the front yard let alone a six foot one. He also feels the site triangle is not good. Councilmember Laws agrees with Mrs. Bayles on the aesthetics. It will not be the City's fault if the emergency personnel can not get to the home. If someone chooses to build this fence at six feet then they are putting themselves at risk, not the City. Councilmember Black feels it should be left as the Planning Commission presented it to Council in the first place. Councilmember Smith feels the argument on emergency personnel is an invalid argument. He feels this is a freedom of choice. Councilmember Cook agrees with Councilmembers Laws and Smith. Mayor Balch encourage the community to speak with Councilmembers before the voting is done at the next Council meeting. The public hearing closed at 7:45 p.m.

12. The public hearing for the airport hangar project opened at 7:45 p.m. Mr. Webb explained the project and that the grant requires a public hearing be held on the issue. Seeing that no one signed up to speak, the council set a 3 minute time limit on this public hearing. There was no public comment. The public hearing closed at 7:48 p.m.

13. Councilmember Slade asked if the hospital land had been taken back yet. Mr. Webb stated that it is still in the works, but not completed as yet.

14. Mr. Webb continued with his items.

- B. Asked if Council wants weed letters sent out. Councilmember Slade feels there must be a quicker way. He feels the City could handle this. After a short discussion, all agreed to sending out the letters to property owners to take care of their weeds.
- C. Advice and consent was given to proceed with the handheld meter reader purchase.
- D. Explained that the election on the initiatives will be a special election and will be done manually. There will be training held for election judges.
- E. Explained the costs to purchase natural gas has doubled to the City and recommended an increase to \$1.075 per therm. **Councilmember Slade moved to increase natural gas prices to \$1.075 per therm. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing one, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

15. Mr. John Lyman spoke to commend council. He stated he likes the direction the City's going in. He is glad we have natural gas and sees no problem in raising the rates when needed. He also feels like the City should be supportive of Blue Mountain Medical coming to Blanding.

16. Councilmember Laws asked why the Edge of the Cedars Museum is not open until dark. He feels the Council ought to send something to the State Parks asking them to keep this open later.

17. Jim Bayles reiterated what is wife had said earlier. He disagrees with the six foot fence because of visibility, safety and uniformity. He then asked if Council could not ask Mr. Halls to drop the suit against him. He feels this is a waste of everyone's time. The City Council should have the power to drop the charges against him. Mayor Balch stated that the reason it has gone to a judge because there is no way to decide where his rights end and where his neighbors begin. This must be handled by the court.

Meeting adjourned at 8:26 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
September 27, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
General Services Director: Jeff Black
City Planner: Bret Hosler
City Engineer: Philip Palmer

Others Present: Neil Joslin, Phil Mueller, Kay Johnson, Jimmy Bayles, Steven Meyer, Fielding Adams, Roman Black, John Lyman

1. The prayer was offered by Councilmember Laws.
2. The Pledge of Allegiance was recited.
3. The minutes of the September 13, 2000 meeting were approved with a change to Page 2, #9A, should be "the" instead of "he".
4. Mr. Steven Meyer addressed Mayor and Council regarding the water drainage problem on his corner (400 S. 300 E.). Philip Palmer explained that the contractors will be in town beginning Monday to start correcting these problems.
5. Mayor Balch discussed the following items with Council:
 - A. Explained that the meeting with Wilson Martin of the State Historical Society has been scheduled for Wednesday, October 4 at 7:00 p.m. at the Library. This will be a dinner meeting for Council and their spouses.
 - B. Explained that he and several members of Council went through the tunnel a few weeks back and he was amazed at the good shape it was in.
6. Councilmember Black explained that he and Philip Palmer went to the airport after the seal coat had been done on the runway. The inspectors thought all was fine.

7. Councilmember Laws discussed the following items with Mayor and Council:

- A. Explained that at the Blanding Irrigation Company meeting that was held earlier in the week the Irrigation Company Board voted to give the lower canal system to the City. This would transfer all of their rights and privileges south of Center Street to the City. Councilmember Laws feels the City should consider piping this ditch in the future.
- B. Explained that a discussion had been held regarding the Dry Wash Trade. There will be a final decision made at their meeting in November.

8. Councilmember Smith discussed the fencing ordinance changes. **Councilmember Smith moved that a public hearing be scheduled regarding these changes for the next council meeting. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and called for discussion. Councilmember Black stated that he is still unhappy with making the fence higher on the front of the property than four feet. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

9. Mr. Chris Webb, City Administrator, discussed the following items with Council:

- A. Asked for questions on financial disbursements. There were none.
- B. Mr. Webb gave a review of the FYE 2000 audited financial statements. **Councilmember Laws then moved that the audit be accepted as presented. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

After the conduct of other business not pertinent to the following, the Mayor announced that the time had come to consider the approval and authorization of the Resource 2000 Project Power Sales Contract (the "*Power Sales Contract*") between the Member and Utah Associated Municipal Power Systems ("*UAMPS*") and the Resource 2000 Project (the "*Project*") of UAMPS. It was noted that UAMPS was one of many bidders in an auction process being conducted by the seller of the Project and that it was necessary to avoid disclosure of sensitive information regarding the price range that UAMPS intended to bid for the Project and other matters in order to avoid putting UAMPS at a competitive disadvantage in the auction process. It was further noted that certain documents and information relating to the Project were subject confidentiality agreements, but that such documents and information had been made available for review by the Member and that summaries of the principal documents had also been provided by UAMPS and reviewed by the Member.

Kay Johnson stated that GDS Associates, Inc. and Energy Source LLC, engineers and consultants retained by UAMPS, had prepared their reports covering various engineering and economic matters regarding the Project (collectively, the "*Engineering Reports*"). It was noted that UAMPS had classified the Engineering Reports as "protected records", had asserted a claim of business confidentiality with respect to the Engineering Reports and the information contained in them and had provided them to the Member with the understanding that the Member would also classify the Engineering Reports as "protected records". The Engineering Reports include a detailed description of the physical assets included in the Project, together with discussions and analysis of:

- the past and projected operating performance of the Project;
- the operation and maintenance processes and procedures at the Project and the past and projected operation and maintenance expenditures at the Project;

- the fuel supply used to operate the Project and the past and projected costs of the fuel supply;
- the past and current staffing of the Project;
- various environmental and regulatory matters regarding the Project;
- the projected capital expenditures necessary for the continued operation of the Project and the remaining useful life of the Project; and
- a comparison of the projected total costs of the Project and the projected market price of electric energy in the western U.S.

The Governing Body discussed the principal conclusions set forth in the Engineering Reports and the summaries of the purchase and sale agreement and the transition agreement described in the Power Sales Contract.

The Governing Body then discussed the current requirements of the Member for electric power and energy, the power supply resources presently used to meet a portion of these requirements and the quantities of energy being purchased on the market to meet all of the Member's requirements. It was observed that the Member would utilize its Entitlement Share in the electric energy generated by the Project, acquired by the Member pursuant to the Power Sales Contract, to meet the existing and reasonably anticipated requirements of the Member for supplies of electric energy. The Governing Body discussed factors affecting other power supply resources and the economies of scale that will be achieved by participating in the Project with other members of UAMPS. It was noted that the Member's Entitlement Share would provide a long-term supply of electric energy at cost-based prices and would reduce the Member's need for electric power and energy from outside sources that could be subject to price escalation and volatility in future years. UAMPS has advised the Member that the pro forma projected Project cost estimates provided to the Member provided UAMPS' best estimate of the projected costs of the Project and that UAMPS would not bid a purchase price for the Project that would materially and adversely affect these cost estimates.

The form of the Power Sales Contract was then presented to the Governing Body and the principal terms and provisions of the Power Sales Contract were discussed, the same having been previously reviewed in detail by officials of the Member. It was observed that, under the Power Sales Contract, the Member could lay-off any portion of the firm electric energy attributable to its Entitlement Share that may be surplus to the Member's requirements during the initial years of the ownership of the Project and that UAMPS had agreed to use its best efforts to market any such surplus. The Governing Body noted that the Member would remain obligated to pay its share of the costs of the Project, but would receive a credit for any revenues produced by the marketing of surplus energy by UAMPS under the lay-off provisions of the Power Sales Contract. Finally, the Governing Body noted that, in the event that UAMPS was not successful in its efforts to acquire the Project, the Member would be obligated to pay its share of the costs and expenses incurred by UAMPS in its investigation of the Project that exceeded the amounts previously appropriated for that purpose by UAMPS.

The following resolution was then introduced in written form and pursuant to motion duly made and seconded, was adopted and approved by the following vote:

Aye:

Chisbee Black

Terry Cook

Kelley Laws

Dale Slade

Don Smith

Nay:

NONE

The resolution was thereupon signed by the Mayor, was attested and countersigned by the City Recorder and was ordered recorded in the official records of the Member. The resolution is as follows:

RESOLUTION NO. 2000-9

A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF THE RESOURCE 2000 PROJECT POWER SALES CONTRACT WITH UTAH ASSOCIATED MUNICIPAL POWER SYSTEMS IN CONNECTION WITH THE RESOURCE 2000 PROJECT OF UAMPS AND RELATED MATTERS.

WHEREAS, Blanding City, San Juan County, Utah (the "*Member*") is a member of Utah Associated Municipal Power Systems ("*UAMPS*") pursuant to the provisions of the Utah Associated Municipal Power Systems Amended and Restated Agreement for Joint and Cooperative Action, as amended and supplemented (the "*Organization Agreement*");

WHEREAS, one of the purposes of UAMPS under the Organization Agreement is the acquisition of electric generating facilities in order to secure reliable, economic sources of electric power and energy for its members;

WHEREAS, UAMPS has proposed to pursue the acquisition of certain electric generating facilities (the "*Project*");

WHEREAS, in order to obtain a long-term supply of electric energy and to enable UAMPS to proceed with the acquisition of the Project, the Member desires to enter into the Resource 2000 Project Power Sales Contract (the "*Power Sales Contract*") with UAMPS; and

WHEREAS, the Member acknowledges that the absolute and unconditional obligation of the Member to make the payments provided for in the Power Sales Contract will be a special obligation of the Member and an operating expense of the Member's electric system, payable from the revenues and other available funds of the electric system, whether or not the Project or any portion thereof is acquired, completed, operable or operating and notwithstanding the suspension, interruption, interference, reduction or curtailment of the output thereof for any reason whatsoever;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of Blanding City, San Juan County, Utah, as follows:

Section 1. Execution and Delivery of the Power Sales Contract. The Power Sales Contract, in substantially the form attached hereto as *Exhibit B*, is hereby authorized and approved, and the Mayor is hereby authorized, empowered and directed to execute and deliver the Power Sales Contract on behalf of the Member, and the City Recorder is hereby authorized, empowered and directed to attest and countersign such execution and to affix the corporate seal of the Member to the Power Sales Contract, with such changes to the Power Sales Contract from the form attached hereto as *Exhibit B* as shall be necessary to complete the form of the Power Sales Contract or to correct any minor irregularities or ambiguities therein and as are

approved by the Mayor, his execution thereof to constitute conclusive evidence of such approval.

Section 2. Other Actions with Respect to the Power Sales Contract. The _____, the City Recorder, legal counsel for the Member and other officers and employees of the Member shall take all actions necessary or reasonably required to carry out, give effect to, and consummate the transactions contemplated hereby and shall take all actions necessary to carry out the execution and delivery of the Power Sales Contract and the performance thereof, including, without limitation, the delivery of such closing certificates and opinions as may be requested from time to time by UAMPS in connection with the issuance of Bonds to finance or refinance the costs of the Project.

Section 3. Miscellaneous; Effective Date. (a) This resolution shall be and remain irrevocable until the expiration or termination of the Power Sales Contract in accordance with its terms.


(b) All previous acts and resolutions in conflict with this resolution or any part hereof are hereby repealed to the extent of such conflict.

(c) In case any provision in this resolution shall be invalid, illegal or unenforceable, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby.


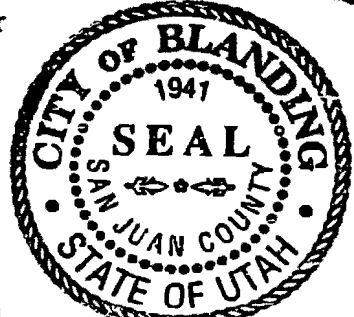
(d) This resolution shall take effect immediately upon its adoption and approval.

ADOPTED AND APPROVED this 27th day of September, 2000.

BLANDING CITY, SAN JUAN COUNTY,
UTAH


Mayor

ATTEST AND COUNTERSIGN:


City Recorder
[SEAL]


- C. Explained that he felt that an agreement had been reached regarding the hospital land issue which would need Council approval. Mr. Webb then asked Council for approval to pay out \$32,500 to have the hospital land released free and clear. This would be the \$35,000 minus one-half attorney's fees. **Councilmember Laws moved that the City accept this agreement to have the land released free and clear. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- D. Projects update: 1. The airport hangar - we have been invited to submit final application. 2. Raising of the 4th Reservoir - the Bureau of Reclamation feels this is going to be much more costly than first estimated. We will be submitting application on \$800,000 which would be \$400,000 loan and \$400,000 grant. The idea is to pursue it and build it to where we can with the dollars we receive so in the future we will not have to tear into it to make it higher. 3. Visitor Center - UDOT is still planning on completing this project. This is new ground for them and may take a while. 4. State park access - We have been told to get this started, so we will be proceeding with the RFP for engineering services. The San Juan Transportation District has approved \$41,000 this year and \$41,000 next year for this project. Not all easements have been acquired on this project. 5. The City combined with the County to put a request in on the tunnel. As early as this year we may get the appropriation for that. 6. Main street lighting project - They sent us the contracts, we made a few changes and sent them back. 7. CDBG \$'s - Would like to write a grant requesting \$75,000 to install curb and gutter on 2nd West beginning at Center Street. Approval was given to pursue these dollars.
- E. Discussed the price of natural gas. Last year at this time we were paying \$2.35/per decatherm. This year it will be approximately \$5.05/per decatherm. Mr. Webb explained that without raising the rates that the City charges for natural gas usage, the City will lose close to \$100,000 over the four winter months. After a short discussion, Mayor Balch asked that this item be added to the next agenda for decision.

10. Philip Palmer explained that on October 17 at 7:00 p.m. there will be a joint planning conference held here at the City offices regarding the airport. The City Council is invited to attend.

11. Mr. Neil Joslin asked if the City would entertain any thoughts of disbanding themselves from the San Juan County Health District so as to show their support for the private hospital being built here. He feels the City needs to make a statement showing that the City is strongly in favor of this hospital. Mr. Phil Mueller stated that he has done extensive research on this issue and while there is apparently no wrong doing on the County hospital's part there is definitely considerable oversight.

12. Mr. Jim Bayles stated that he thought the 48 inches on fences in a front yard had to do with emergency response situations. He also feels those who are using natural gas should be the ones to pay for the higher prices, not everyone in the City. He stated the City should distance themselves from the County health district.

13. Councilmember Cook moved that Mayor and Council retire to executive session after a five minute recess. Councilmember Black seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Slade
	Councilmember Smith

Those voting 'NAY'	NONE
--------------------	------

constituting all members thereof, Mayor Balch declared the motion carried.

14. Council retired to executive session at 9:05 p.m.

15. Council returned from executive session at 9:50 p.m.

16. Councilmember Laws moved that Council adopt Resolution 2000-10 as written. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Slade
	Councilmember Smith

Those voting 'NAY'	NONE
--------------------	------

constituting all members thereof, Mayor Balch declared the motion carried.

Meeting adjourned at 9:55 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

RESOLUTION 2000-10

A RESOLUTION OF THE BLANDING CITY COUNCIL AUTHORIZING THE MAYOR TO PURSUE THE ACQUISITION OF FEDERAL FUNDS TO ESTABLISH AN AIRCRAFT MAINTENANCE HANGAR AT THE BLANDING CITY AIRPORT.

WHEREAS, the United State Department of Commerce, Economic Development Administration invites applications for grant assistance from economic distressed rural communities, and

WHEREAS, the City of Blanding is located in a chronically distressed rural section of Utah, failing to keep pace with national and state economic growth trends over the last ten years, experiencing high under-employment and lower than state and national average personal income, and

WHEREAS, alternatives need to be developed for the employment of the area's disadvantaged and for the revitalization of its business community; and

WHEREAS, the City is seeking to retain and expand employment opportunities at it's airport by building a new airplane maintenance hangar; and

WHEREAS, the construction of said hangar is necessary to maintain and expand said employment; and

WHEREAS, the City of Blanding has the staff expertise to administer and direct the grant activities and the staff prepare a grant application on behalf of the City of Blanding.

NOW, THEREFORE, BE IT RESOLVED by the Governing Board of the City of Blanding, that the City is authorized to apply to the Economic Development Administration for \$350,000 in grant assistance for the construction of the Blanding Airport Maintenance Hangar.

BE IT FURTHER RESOLVED that a copy of this Resolution be prepared and forwarded to the U.S. Economic Development Administration Denver Regional Office.

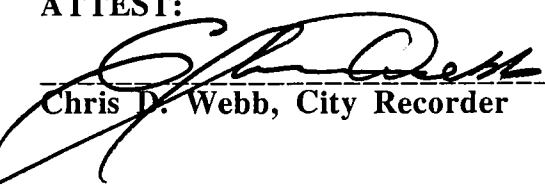
PASSED, ADOPTED and APPROVED this 27th day of September, 2000.

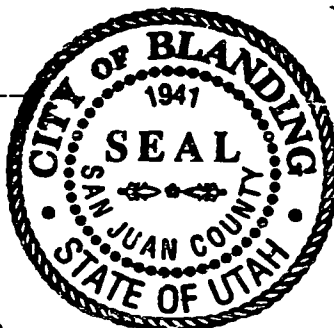
City of Blanding By:

S /


Calvin Balch, Mayor

ATTEST:


Chris D. Webb, City Recorder



**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
September 13, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Dale Slade
Don Smith
City Treasurer: M. Kate Turk
City Clerk: Patricia Bartlett
General Services Director: Jeff Black

Absent:

City Councilmembers: Kelly Laws

Others Present: Neil Joslin, Phil Mueller, Dr. and Mrs. Gibbons, Mr. & Mrs. Liddell Roberts, Guen Smith, Jerry Adams, Mr. & Mrs. Jim Bayles, Eric Johnson

1. The prayer was offered by Councilmember Slade.
2. The Pledge of Allegiance was recited.
3. The minutes of the August 23, 2000 meeting were approved with a change to Page 2, #1c, should be "that" instead of "the".
4. Dr. Gibbons asked for the City's participation in the sidewalk at the North Kigalia apartment complex. After a short discussion, Mayor and Council approved this participation.
5. Mr. Jeff Black, General Services Director, presented the August natural gas and water reports. He then explained that Camp Jackson is in the process of being drained.
6. Mayor Balch explained that Gary Guymon had asked if Council would like to meet with Wilson Martin who is the Director of the State Historical Society. Council stated they would and the Mayor will now set up a meeting.
7. Councilmember Smith read an anonymous letter addressed to the Mayor and Council complaining about the way the City looks as you drive into town from the North. Councilmember Smith felt that there has been a lot of improvements made and thinks the City looks great. Mayor Balch agreed and stated that anyone coming in from other small towns in Utah marvel at how beautiful our City is.
8. Mr. Joe Hunt, with Eagle Air Med, presented a proposal regarding the building of a new hangar at the Blanding City Municipal Airport. Mr. David Redd addressed Council stating that this is something that needed to be done to keep this business in Blanding. After a lengthy discussion, Mayor and Council gave Mr. Webb the approval to negotiate with Mr. Hunt further in a private setting.

9. Ms. Kate Turk, City Treasurer, discussed the following items with Council:

- A. Asked for questions on financial disbursements. Councilmember Cook asked about the graffiti remover. Mayor Balch asked about the flowers and Councilmember Black asked about the coagulant. All were answered to their satisfaction.
- B. Opened the bids for the 7,000 gallons of fuel. CB's bid \$1.39/gallon and Diamond "C" Fuels bid \$1.285/gallon. **Councilmember Cook moved that the bid be award to Diamond "C" Fuels, Inc. for 7,000 gallons of fuel at \$1.285 per gallon. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

10. Mayor Balch explained that Mr. Webb had contacted Kleston Laws with UDOT and Mr. Laws had responded. He suggested that the highway be made into three lanes, two driving lanes and one turning lane. Currently the shoulders are 8 feet each and they would be decreased to 2 to 3 feet. Mayor Balch asked Ms. Turk to contact Chief Mike Halliday and Sheriff Mike Lacy to ask their feelings on this issue. All council felt UDOT's suggestions were feasible.

11. **Councilmember Smith moved that Mayor and Council open the public hearing regarding the fencing ordinance changes. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried. Mr. Eric Johnson spoke to council regarding this issue. Councilmember Smith went through some of his recommendations on the issue which including changing the fence height to 72". Mayor Balch explained that if Council did not pass these changes as is they would not be able to pass this tonight. Mayor Balch suggested that Councilmember Smith get with Mr. Webb and have is changes rewritten for the next meeting.

12. Ms. Turk made Mayor and Council aware of the Arts and Conference dedication on September 27 and explained they would be receiving invitations in the mail.

13. Councilmember Smith moved that the cable tv franchise transfer be adopted. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

Meeting adjourned at 7:55 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
August 23, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Planner: Bret Hosler

City Councilmembers: Dale Slade

Others Present: Neil Joslin, Laura Mckerracher, Gary Guymon, Reed Palmer, Phil Mueller, Jim and Deeann Bayles, David Redd, Joe Hunt

1. The prayer was offered by Kate Turk.
2. The Pledge of Allegiance was recited.
3. The minutes of the August 9, 2000 meeting were approved as presented.
4. Ms. Laura Mckerracher, with Utah State Parks asked Council for permission for Edge of the Cedars Museum to borrow pieces from the Clarence Rogers collection to show at a Cowboy Exhibit they will be sponsoring. Mayor and Council all agreed to this.
5. Mr. Jeff Black, General Services Director, explained that the loss at Starvation Reservoir was approximately 1.5 feet in a months time. Mr. Black feels like this is mainly due to evaporation and that Starvation Reservoir is not leaking as bad as originally thought.
6. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
 - A. Explained that the Bureau of Reclamation began drilling test holes at the 4th Reservoir. They will be here approximately three weeks and will be drilling three holes; one on the top of the dam, one on the toe of the dam and one at the drainage point.
 - B. Explained that the changes on the high school parking had been made and Councilmember Black stated that he was aware that there are some individuals who had been ticketed by the City Police Department.

7. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
- A. Followed up on the assignment he was given at a previous time to check into the City's regulations regarding yard sales at City Parks. After a lengthy discussion, Council decided to take no action at this time.
 - B. Presented two letters from the Planning and Zoning Commission regarding the fencing guidelines and the miniature horses issue (page 3 & 4). There was no discussion regarding the miniature horses issue. **Councilmember Black moved that a public hearing be scheduled regarding the changes to the fencing ordinance. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Those voting 'NAY'

Councilmember Smith

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Explained that the Planning and Zoning Commission suggested using the Canyonlands Youth Detention Home to deal with the graffiti problem.
8. Mr. Joe Hunt, with Eagle Air Med, presented a proposal regarding the building of a new hangar at the Blanding City Municipal Airport. Mr. David Redd addressed Council stating that this is something that needed to be done to keep this business in Blanding. After a lengthy discussion, Mayor and Council gave Mr. Webb the approval to negotiate with Mr. Hunt further in a private setting.
9. Councilmember Cook discussed the use of ATV's on City streets. He asked that the City look further into an impounding lot. He feels that there is still way too much racing and such happening on City streets.
10. Councilmember Smith explained that several citizens have approached him regarding the section of Highway 191 north of Blanding where several fatal accidents have occurred. Mr. Webb was instructed to address a letter to UDOT under the Mayors signature requesting the speed limits be changed and the highway be widened.

11. Mr. Chris Webb, City Administrator, discussed the following items with Council:
- A. Asked for questions on financial disbursements. There were none.
 - B. Explained that the UAMPS Resource 2000 is continuing. The Firm Power Agreement has been reviewed and approved by the City attorney. A public hearing will need to be held regarding the purchase of additional power resources and the entering into the Firm Power Agreement. UAMPS is asking this be adopted by the first meeting in September. If necessary, the rules can be suspended and the public hearing and adoption can both occur on September 13.
 - C. Presented the proposed ballots with the initiative language on them. Councilmember Laws felt that all initiatives were not being addressed equally. Mayor and Council agreed to let Mr. Webb and Councilmember Laws work on the wording of these initiatives and with Councilmember Laws' approval allow the ballots to be printed.
 - D. The Newsletter was approved by Mayor and Council for printing.



"Base Camp to Adventure"

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

August 21, 2000

Mayor & Council
City of Blanding
50 West 100 South
Blanding, Utah 84511

Dear Mayor and Council,

At your request, the Planning Commission reviewed a proposed amendment to the animal ordinance allowing for miniature horses to be considered as pets. After lengthy discussion, it was determined that the best course of action would be to maintain the current animal ordinance for the following reasons:

1. Current ordinance allows for horses based on one half acre of pasture per animal.
2. As evidenced by the number of signatures on the initiatives, the majority does not want more animals in town.
3. Selective legislation puts the city in a position to have increased liability in regards to animal issues.
4. Ordinances and ordinance changes should be based on sound public policy (i.e. facts and figures) and not public clamor (i.e. public excitement).

Respectfully,
Blanding City

Joel Tate
Planning Commission Chairman



"Base Camp to Adventure"

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

August 21, 2000

Mayor & Council
City of Blanding
50 West 100 South
Blanding, Utah 84511

Dear Mayor and Council,

The Planning Commission has spent several months reviewing the current fencing regulations and ordinance, including citizen input at our last two meetings. Please accept our recommendation to make the changes as outlined in your packet after following proper public hearing process.

Respectfully,
Blanding City

Joel Tate
Planning Commission Chairman

12. Mr. Jim Bayles discussed the following items with Mayor and Council:
 - A. Stated that he feels that a correction needs to be made regarding the City's printing of an article on farm animals that was printed in a previous newsletter.
 - B. Asked if it was not possible to pass an ordinance on impounding vehicles to assist officers with enforcing of the ATV ordinance.
 - C. Addressed the issue of dog kennels in a commercial zone. Mayor Balch stated that once an issue has gone to court the Council has no jurisdiction to step in. Councilmember Laws asked if the Court can redefine the City ordinances and Mayor Balch stated that they cannot. Councilmember Laws stated that he felt the judgements by the Court in this case did not follow the ordinances. Councilmember Cook stated that the ordinances may need to be readdressed regarding kennels and kennel licenses. Mr. Bayles was instructed by Council to approach the Planning and Zoning Commision with any requested changes or concerns.
13. Mrs. DeeAnn Bayles asked Council to consider those who live in trailer parks who do not have a yard to hold their yard sales.
14. Councilmember Cook thanked Jim and DeeAnn for attending council meetings.

Meeting adjourned at 9:30 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
August 9, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Clerk: Patricia Bartlett
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Planner: Bret Hosler

Others Present: Neil Joslin, Jerry Adams, John Black, Winn Wescott, Mike Halliday, Roy Taylor, John Lyman

1. The prayer was offered by Mr. Bret Hosler.
2. The Pledge of Allegiance was recited.
3. The minutes of the July 26, 2000 meeting were approved as presented.
4. Mr. Winn Wescott with the San Juan School District presented Mayor and Council with a budget for the School to Career program. Mr. Wescott asked Council to consider \$150 per child donation for approximately 50 children. Councilmember Cook felt it was a worthy project. Mayor Balch agreed, but questioned whether it was appropriate for tax dollars to be used here. After more discussion, Mayor Balch asked for a vote on giving the \$8,000 donation for this project. Councilmembers Cook and Slade were in favor of this donation. Councilmembers Black, Laws and Smith were not in favor. Voting being three to two not in favor, Mayor Balch explained that the Council would not be giving a donation to this program.
5. Mr. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
 - A. Presented the July 2000 Natural Gas and Water Reports. There was no discussion on these reports.
 - B. Asked Mayor and Council to take time to look at the parking changes at San Juan High School as their time permits. The proposed changes have been made.

6. Mr. Philip Palmer, City Engineer, presented bids for the new asphalt, new street construction and the airport runway seal coat & paint projects. Two bids were received on each project. Bids for the new asphalt were FNF Asphalt at \$149,725.00 and LeGrande Johnson at \$90,643.50. Bids for the street construction were Sondereggers at \$41,153.00 and LeGrande Johnson at \$39,435.00. Bids on the airport runway project were Gordon Paving at \$42,779.00 and Superior Asphalt at \$49,712.50. Mr. Palmer recommended the bids be awarded to LeGrande Johnson on the new asphalt and street construction and Gordon Paving on the Airport project.. **Councilmember Laws moved that the City accept the low bids of \$90,643.50 from LeGrande Johnson for new asphalt, \$39,435.00 for street construction and \$42,779.00 for the airport project. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Councilmember Slade asked Mr. Palmer if he felt confident in the quality of these contractor's work. Mr. Palmer stated that he was confident. Mayor Balch then called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

7. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:

- A. Reported on the meeting he attended regarding the Colorado Plateau. The meeting was held to give the public information. They are trying to come up with some direction to broaden the economy.
- B. Presented an article on water from a magazine. Councilmember Laws asked for a copy of this letter in his box.

8. The public hearing regarding the Raising of the 4th Reservoir opened at 7:30 p.m. There was no one signed up to speak. Council set a time limit of 3 minutes on the public hearing. Mr. Webb explained that the raising of the 4th reservoir was the next step in the City's Master Water Plan. Councilmember Slade and Smith both felt this was a viable project. The public hearing closed at 7:33 p.m.

9. Mr. Hosler continued with his items.

- A. Requested permission to pursue discussion with County on spraying of the Chinese Elms on Main Street. Councilmember Laws feels the property owners should be responsible. Councilmember Slade feels a City Employee should do the spraying. Mayor Balch felt that it wouldn't stop there and then the City would be taking on responsibility of cleaning lots for everyone. The weed warning letters need to be sent. Councilmember Smith stated that the little league field and the swimming pool still needed to be done. He also felt that the weeds on City property should be taken care of before any weed warning letters go out. **Councilmember Laws moved that the letters be sent to those whose lots need to be taken care of. Councilmember Black seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Those voting 'NAY'

Councilmember Slade

Councilmember Smith

constituting all members thereof, Mayor Balch declared the motion carried.

10. Mayor Balch discussed the following items with Council:

- A. Presented Officer Roy Taylor with a letter of appreciation for a job well-done for the City of Blanding. Chief Halliday also offered his appreciation to Officer Taylor. Officer Taylor and his family are leaving Blanding.
- B. Asked for advise and consent to appoint a bail commissioner. All five police officers will be appointed bail commissioners and Harley Watkins will also as soon as he begins working. All Councilmembers were in favor of this and advise and consent was given.
- C. Explained that Kimball and Roberts are here auditing the City's financial statements this week and all is going well at this point.

11. Councilmember Cook discussed the following items with Mayor and Council:

- A. Explained that he had attended the regional auxiliary council (RAC) on wildlife management. He was very disappointed at the representation. The sportsmen did not argue and the environmentalists argued very heavily. Councilmember Cook asked council to appoint him to represent our community. **Councilmember Smith moved that Councilmember Cook be appointed to represent the City at the RAC meetings. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- B. Explained that a recreation meeting had been held. Three new members have been appointed to the board. They are Jeremy Redd, Collette Lyman and Kim Palmer. Jeremy Redd is the new president of the board. Councilmember Cook explained that five citizens have voiced opinions on the way the softball and baseball leagues were handled this year and the playing time of these is not fair for all the kids. Changes are scheduled to come about.

12. Councilmember Laws discussed the following items with Mayor and Council:

- A. Explained that the school district has swept all of their trash into the City streets. Councilmember Smith would like the contractors to be notified making them aware that this is not acceptable. Jeff Black felt these letters should include snow removal.
- B. Discussed the issue of yard sales in City parks. Mayor Balch asked Bret Hosler to do some research on this issue and see if there is anything on the books that already addresses this and report at the next meeting.
- C. Spoke on the issue of water for fire fighting and asked for advise and consent to act on behalf of the City. Advise and consent was given.

13. Council member Slade asked if when the Planning and Zoning Commission meets on August 17, 2000, that they address the miniature horse issue. Bret Hosler said it was on the agenda for discussion.

14. Mr. Chris Webb, City Administrator, discussed the following items with Council:
- A. Asked for questions on financial disbursements. Councilmember Laws asked what the Jazz backup was. Mr. Webb explained that this is a backup system for the computers. Council member Black asked about the check to LaRue's Embroidery. Mr. Webb explained that this was to help pay for shirts for the UP&L Linemen to attend the international linemen competition.
 - B. Presented the \$3,000 bid to repair the sign at the triangle park. Councilmember Slade feels that he could repair the sign at Recapture Metals. Councilmember Laws feels the City needs to keep the public aware of the \$500 reward on vandalism.
 - C. Power board update. Explained that the Resource 2000 is still progressing. He and Councilmember Smith will be attending the annual conference next week and will return with more information on this issue.

15. Councilmember Laws moved that the City adopt 2000-7 as written adjusting the general property tax rate from .004110 to .004001 Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

Meeting adjourned at 8:30 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
July 26, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
General Services Director: Jeff Black
City Engineer: Philip Palmer

Absent:

City Councilmember: Dale Slade

Others Present: Neil Joslin, Jerry Adams, Phil Mueller, Winn Wescott, Maureen Olsen, Jim and DeeAnn Bayles

1. The prayer was offered by Mr. Chris Webb.
2. The Pledge of Allegiance was recited.
3. The minutes of the July 12, 2000 meeting were approved with the following changes:
 - A. Page 3, 13, "goof" should be "good".
 - B. Page 4, C, "adding verbiage of liens and obligations is in reference to if the property is returned it would be without liens or obligations if not used as intended."
4. Mayor Balch excused Councilmember Slade.
5. Mr. Winn Wescott with the San Juan School District addressed Mayor and Council regarding the school to careers program in the district. Mrs. Maureen Olsen also with the school district explained the program further. They requested a \$10,000.00 donation from the City to help keep this program running. It was decided to put this item on the next agenda for further discussion.
6. Mr. Jerry Adams complained that the garbage service is very inconsistent and asked if something could be done about this. Mr. Webb explained that he would check into this once again.
7. Mr. Philip Palmer, City Engineer, explained that the bid opening for curb and gutter installation for the fiscal year ending June 30, 2001 had been held. Sondereggers came in with a bid of \$12.74/ft. Chad McDonald came in at \$11.15/ft. Mr. Palmer recommended that Chad McDonald be awarded the bid. Council approved Mr. McDonald being awarded the contract.

8. Councilmember Laws explained that a meeting was held with the Forest Service. He told Glen Kassamassa that the majority of the residents of Blanding felt that the Forest Service was not an organization the City wanted to be partnered with. The Forest Service has agreed to work with the City.

Councilmember Smith discussed the following items with Mayor and Council:

- A. Asked what happened at the Dry Wash meeting. Councilmember Laws explained that this would be discussed later in executive session.
- B. Asked about progress on the clearing of debris in the tunnel. Councilmember Laws explained that the City is not going to do anything on this at this time.
- C. Asked if Starvation had been drained. Mr. Black explained that it had not. Mr. Webb explained that the leak was not as bad as projected and we would continue to monitor and make recommendations.

9. Mr. Chris Webb, City Administrator, discussed the following items with Council:

- A. Asked for questions on financial disbursements. Councilmember Black asked what the golden rain tree was. Mr. Palmer explained that they had replaced a tree. Councilmember Black also asked about money to Devon Olsen. Mrs. Turk explained that this was for 4th of July expenditures.
- B. Asked for permission to hold a public hearing regarding the CIB application for raising the 4th Reservoir. Permission was granted.
- C. Power board update. Explained that most of the cities are asking for more than they were allocated of Resource 2000. Things were progressing as planned.
- D. Explained that the annual UAMPS conference will be held August 14 through 16. Mr. Webb and Councilmember Smith will both be attending.
- E. Explained that he would be on vacation from July 31 to August 3.
- F. Explained that Roy Taylor had given his final notice as of August 14, 2000. Chief Halliday recommended moving Steven Cochran from part-time status to full-time status at \$24,000 a year. He is already certified and knows the City well. **Councilmember Smith moved that Steven Cochran be hired as a full-time police officer at \$24,000 a year effective August 1, 2000. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

- G. Explained that the certified tax rate for this year went from .004110 to .004001. This is the rate properties are taxed on. The Resolution to approve this rate will be presented at next meeting.

10. Councilmember Laws moved that the Council approve the sign regulation changes. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Smith

Those voting 'NAY'	NONE
--------------------	------

Those absent	Councilmember Slade
--------------	---------------------

constituting all members thereof, Mayor Balch declared the motion carried.

11. Councilmember Cook moved that Mayor and Council retire to executive session to discuss land issues. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Smith

Those voting 'NAY'	NONE
--------------------	------

Those absent	Councilmember Slade
--------------	---------------------

constituting all members thereof, Mayor Balch declared the motion carried.

12. Mayor and Council retired to executive session at 8:10 p.m.

13. Mayor and Council returned from executive session at

14. A discussion was held regarding the question of the \$10,000 donation asked for earlier in the meeting. Councilmember Smith felt the City should not get involved in that as did Councilmember Black.

Meeting adjourned at 9:00 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
July 12, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Treasurer: M. Kate Turk
General Services Director: Jeff Black
City Engineer: Philip Palmer

Absent:

City Councilmember: Terry Cook

Others Present: Neil Joslin, Jerry Adams, Phil Mueller, Kevin Webb, Kayden Redd, Daryl Bitsinnie, Craig Halls, Terryl Pugh

1. The prayer was offered by Mayor Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the June 28, 2000 meeting were approved as presented.
4. Mayor Balch excused Councilmember Cook.
5. Mr. Craig Halls, City Attorney, discussed the hospital land issue with Mayor and Council. A lengthy discussion ensued, after which it was decided to read Mr. Halls brief and the other parties attorneys brief and put this on the next agenda for executive session.
6. The public hearing on the proposed sign ordinance changes opened at 7:33 p.m. There was no public comment. Mr. Hosler addressed Mayor and Council on the issue. The public hearing closed at 7:35 p.m. Mayor Balch asked Mr. Webb for this issue to be put on the next agenda for adoption.
7. Mr. Jeff Black, General Services Director, presented the June 2000 Natural Gas and Water Reports. There was no discussion on these reports.

8. Mr. Philip Palmer, City Engineer, requested that Council authorize Mayor Balch to sign an agreement for a grant to seal coat and paint the runway at the Blanding Municipal Airport. Mr. Palmer explained that this is an 80/20 grant. Of the Cities 20% the County will usually pick up ½ of that expense. **Councilmember Slade moved that the Council authorize Mayor Balch to sign the agreement to seal coat and paint the runway at the Blanding Municipal Airport. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Cook

constituting all members thereof, Mayor Balch declared the motion carried.

9. Councilmember Black explained to Mayor and Council that he had ridden his four wheeler to the top of the mountain and came through Indian Creek. He stated that he was amazed at the water coming down Indian Creek. Councilmember Black felt that the City should approach the Nature Conservancy District to attempt to purchase water from them. Mayor Balch and Councilmember Laws explained that there was absolutely no chance in that happening.

10. Councilmember Laws discussed the following items with Council:

- A. Explained that he feels that the Forest Service has taken it upon themselves to use City water out of Dry Wash Reservoir to fight fires. He requested that Mr. Webb draft a letter to the Forest Service asking them to acknowledge the Cities rights. Councilmember Laws stated that the City does not really want to fight the Forest Service, he just wants them to acknowledge the Cities rights.
- B. Explained that in the Water Board meeting held the previous evening, the Water Conservancy District explained that they had shut off all of their customers from using any more water. He further explained that the Water Conservancy District is still refusing to give the City an accounting on how much water they have sold and where it has gone. Councilmember Laws stated that he felt the Water Conservancy District is showing that they do not want to live by the agreements that have been made previously.
- C. Explained that the royalty money coming in to the San Juan Transportation District will possibly be double this year. The City will receive the \$100,000 C-Road Matching Money and \$25,000 in the Trust Account. He further explained that he feels the City will receive approximately \$82,000 from the Transportation District for participation in the State Park Access road being built to the Edge of the Cedars Museum.

11. Councilmember Slade discussed the following items with Mayor and Council:

- A. Stated that he would like some input on the hospital land issue and that he would be absent from the next regularly scheduled council meeting. It was decided to hold a special meeting for an executive session on Wednesday, July 19, 2000 at 8:00 p.m. Mr. Webb will advertise for this meeting.

- B. Explained that letters of appreciation have been sent to the July 4th Committee members. Mayor Balch stated that an exceptional job was done on the July 4th Celebration. He further stated that he had many positive comments on the fireworks being at the football field. Councilmember Smith felt that was also a positive experience as long as the crowd control was adequate, which it was this year.
12. Councilmember Smith discussed the following items with Mayor and Council:
- A. Explained that he attended a San Juan County water planning meeting and gave them the blessing of the City Council and Mayor to approach the Dolores County Conservancy District to buy 1,000 acre feet of water. The project to bring water from McPhee Reservoir to Monticello and Blanding will be approximately a \$20,000,000 project. San Juan County has to present them with a letter of intent.
 - B. Commended Councilmember Laws on pursuing the Dry Wash trade with the Irrigation Company and suggested that he continue to actively pursue this.
 - C. Explained that there is five to six days left in this funding cycle with the CIB, if the City wants to be involved in a new clinic. Mr. Webb explained that the private group is still working to build a private facility which includes an investment from the Ute Tribe. Mr. Webb explained that Mr. Cleal Bradford had approached the Ute Tribe asking them to be involved with the County project as it is more viable. Mr. Bradford felt with the City involved and the tribe that they could get a grant from the CIB. The Mayor and Council decided that they did not want to be involved in a project with the County at this time.
13. Mr. Chris Webb, City Administrator, discussed the following items with Council:
- A. Asked for questions on financial disbursements. Councilmember Smith asked if Claw Construction is totally paid off. Mr. Webb explained that they were. Mr. Webb explained that everything is complete on the Arts and Conference Center in regards to the contractor. They are still seeking additional money for the parking lots, etc.
 - B. Presented market information received at a special UAMPS meeting in Salt Lake City which shows that the market price for power would be substantially increasing. He further explained that the city is relying heavily on market power right now. This has been good for the City in the past because of the abundance and low price of this power. With all market indicators forecasting an increase, Mr. Webb recommended the City request 1,500 KW of power participation in the New Resource 2000 Project being offered through UAMPS. It was forecast that with debt service the total cost of this power would be about 4.5 cents a KWH. This is about 1 cent higher than our current average, but will be substantially less than market. Further, it was explained that this could mean an increase to City customers.

After some discussion, Councilmember Smith moved that the Council authorize the Mayor to sign the City's letter of intent with UAMPS to participate in the Resource 2000 Project at a level of 1,500 KW. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Laws
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Cook

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Regarding the Quit Claim Deed to the County on the Ambulance Garage. Mr. Webb explained that he had spoken with Rick Bailey at the County and he had explained that in order for them to insure this building they must show ownership or have a valid lease on the property. Councilmember Smith moved that the Council authorize Mayor Balch to sign the quit claim deed as is. The motion died for lack of a second. Councilmember Laws moved that the Council authorize Mayor Balch to sign the quit claim deed with the additional verbiage of "liens or obligations", which is in reference to if the property is returned it would be without liens or obligations if not used as intended. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Laws
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Cook

constituting all members thereof, Mayor Balch declared the motion carried.

- D. Explained that SULU is working with the BLM to create a trail for four wheelers. The private property owners are the last piece of the leg to create a trail in and out of town north and south. The land use agreement presented would allow them the right to cross our ten acre land behind the hospital property. This is approximately a six foot strip. Councilmember Laws moved that the Council authorize the Mayor to sign the land use permit. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Laws
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Cook

constituting all members thereof, Mayor Balch declared the motion carried.

- E. Explained that the ATV Committee is trying to get all of the County's and City's ordinances in line with each other regarding ATV's. Asked if there was any problem pursuing this issue with the committee. Council felt there was not.
- F. Explained that the Auditors would be here the second week of August to complete the annual audit.

14. **Councilmember Laws moved that the Council authorize the Mayor to sign the UAMPS Resolution 2000-6, Seeking Protection of Dams and Reservoirs used in Power Generation. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for questions. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Cook

constituting all members thereof, Mayor Balch declared the motion carried

Meeting adjourned at 9:00 p.m.

By _____

M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
June 28, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Dale Slade
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Engineer: Philip Palmer
City Planner: Bret Hosler
Police Chief: Mike Halliday

Absent:

City Councilmember: Kelly Laws

Others Present: Neil Joslin, Jerry Adams, Mike Nelson, Guen Smith, Jared & Amanda Hillhouse, Gordon Hawkins, Lee Hosler, Kay Johnson, Chuck Dayish

1. The prayer was offered by Councilmember Black.
2. The Pledge of Allegiance was recited.
3. The minutes of the June 14, 2000 meeting were approved with the following changes:
 - A. Page 1, #7c – Should read Camp “Jackson” instead of Camp “Jacking”
4. Mr. Mike Nelson, Manager of Edge of the Cedars State Park, addressed Mayor and Council regarding an exhibit that would be held at the museum from July 8 – August 16, 2000. The exhibit is “From the Good Earth.” This will culminate on August 12, 2000 with the Farmers Market. Mr. Nelson asked if he could use the City banner hanger on the south side of main street to hang a banner regarding this exhibit. He was given approval on this issue. Mr. Nelson also explained that he is working on getting a deed to the City for a right-of-way east of the museum.

5. Mr. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Discussed the proposed changes to the sign ordinance. Councilmember Smith asked for a copy of the existing ordinance so as to do some comparison. Councilmember Slade asked about the statement regarding the upkeep of signs and explained he felt the City sign at the triangle park needed some repair. After some discussion Mayor and Council approved to send these changes to public hearing.
 - B. Explained about a coalition studying the Colorado Plateau including parts of all of the four corners area. There will be a town meeting held in Green River in July. This coalition will be doing economic impact studies.
 - C. Explained that Mr. Grant Wilson came to the office and told Mrs. Bartlett that he was very impressed with our City's downtown beautification. He could not believe a City of this size would do such a good job in this area.
7. Mr Philip Palmer, City Engineer, discussed the following items with Council:
 - A. Presented a proposed new curb and gutter list for the upcoming fiscal year. Mr. Palmer explained that this list included more streets than the City has actually budgeted for. Mayor Balch asked Mr. Palmer to add 300 North between 100 and 200 West to the list. Councilmember Slade also asked about William Hurst's area and Mr. Palmer explained that the City was waiting due to the fact that this road was not paved. The reason it has not been paved as yet is that all services were not run to the different lots in that area and to do so would mean cutting into new asphalt.
 - B. Presented copies of proposed mid-lot drainage easements which included behind Truck Stop, Ms. Turk's block, Southway and Comfort Inn. After a short discussion, Mayor and Council gave approval on the contingency that Mr. Halls approved these documents first.
8. Mayor Balch explained that there would be a 3 Flag Motorcycle Ride being held. Approximately 600 motorcycle riders would be coming through Blanding on September 1. Mayor Balch explained that this has to be a great opportunity for someone.
9. Mayor Balch excused Councilmember Laws.
10. Councilmember Slade discussed the following items with Mayor and Council:
 - A. Presented a proposed miniature horse ordinance. Mayor Balch proposed that this be put on the next meetings agenda to allow Mayor and Council time to study this ordinance.

- B. Stated that he felt there should be some kind of ordinance regarding gang graffiti and the cleaning up of said graffiti. It was decided to send this to Planning and Zoning for consideration.
- 11. Councilmember Smith recommended that the fireworks be cancelled this year. After a lengthy discussion it was decided to make a decision on the 4th of July when they could see what the weather would be like.
- 12. Mr. Chris Webb, City Administrator, discussed the following items with Council:
 - A. Asked for questions on financial disbursements. Councilmember Cook asked about the check to Aquatech and the gas charged to Diamond "C" Truck Stop. Councilmember Slade asked about the Anderson & Anderson bill for Wild West. All questions were explained to Council's satisfaction.
 - B. Approval was given on the newsletter.
 - C. Explained that he had gone back through the billing and discovered that \$15,000 had been given to cover the swimming pool, little league field and the golf course for water. Councilmember Cook felt comfortable with this information and would present it to the Recreation Board.
 - D. It was decided to monitor the situation at the City Park regarding yard sales and discuss it at a later time if needed.
 - E. Explained that Norman Johnson, County Clerk, brought by a quit claim deed that's been prepared by the County. The City currently owns the land the ambulance garage sits on. They need to show that the County owns the property. They are requesting that the City deed the land over to the County. Mayor and Council asked to review this further and discuss it at the next meeting.
- 13. Mr. Chuck Dayish suggested building a platform in the middle of Recapture Reservoir for the lighting of the fireworks.
- 14. Mr. Bret Hosler, speaking as a citizen, urged the Mayor and Council to allow the fireworks so as all may be able to celebrate the freedom we have in this country.
- 15. Councilmember Cook asked when the fencing ordinance will be returned to Council. Mr. Hosler explained that it was ready to come back to Council as soon as possible.
- 16. Council retired to executive session at 8:03 p.m.
- 17. Council returned from executive session at 8:35 p.m.

18. Councilmember Cook moved that the City hire Crystal Perkins as the Transfer Station attendant at the advertised rate. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

19. Councilmember Black moved that the City hire Harley Watkins as the Animal Control Officer at the rate of \$19,200 a year and send him through the academy. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

Meeting adjourned at 8:39 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
June 14, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

City Councilmembers: Terry Cook

Kelly Laws

Dale Slade

Don Smith

City Administrator: Chris Webb

City Clerk: Patricia Bartlett

General Services Director: Jeff Black

City Planner: Bret Hosler

Absent:

Mayor: Calvin Balch

City Councilmember: Clisbee Black

Others Present: Neil Joslin, Jerry Adams, Carl Kem, Kathleen Redd, Mike Nielson, Danny Fleming, Guen Smith, Michelle Lyman

1. The prayer was offered by Councilmember Laws.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 24, 2000 meeting were approved as presented.
4. Mr. Carl Kem addressed Council regarding his power bill. He explained that it was extremely high for as much power as he feels he uses. He asked that Jeff Black pull the meter and send in to check for accuracy. Councilmember Smith informed Mr. Kem that he would have to pay the expense of having the meter checked if the meter was working correctly and that the amount was approximately \$100.00. Councilmember Smith asked Mr. Black to pull the meter and have it tested.
5. Mr. Mike Nielson with the Swallows Nest Committee, explained to Council that the committee supports the plan as it is now and may look at historical building in the future. Mr. Nielson also raised the question of acquiring Ken Palmer land. Councilmember Smith said that he would look into it.
6. Mr. Bret Hosler, City Planner, asked for advice and consent on sign changes. Councilmember Smith asked for copies of what is existing now as a comparison for changes. Councilmember Laws questioned the need for 20 square foot signs. Councilmember Slade questioned the limited size of signs off premises. Councilmember Smith asked that this item be put on the agenda for the next meeting.
7. Mr. Jeff Black, General Services Director, discussed the following items with Council:
 - A. Presented the May 2000 Natural Gas and Water Reports.
 - B. Explained they will monitor Starvation Reservoir for leakage.
 - C. Suggested dumping Camp Jackson this next week into the 4th Reservoir. Councilmember Laws agreed.
 - D. Explained that chips had been bid out. Legrand Johnson was awarded the bid. The County may not be able to get the work done as scheduled. Council decided to wait until the next fiscal period instead of doing the work two days before the July 4th celebration.
 - E. Asked if it would be possible to bid out asphalt to avoid increases. Council agreed.

8. The public hearing regarding the revised balanced 2000-2001 budget opened at 7:30 p.m.. Mr. Webb presented to Council and asked for questions and comments. There were no comments from the public. The public hearing closed at 7:35 p.m..

9. Councilmember Cook discussed the following items with Council:

- A. Explained that the pool was up and running and all was well.
- B. Explained there was a problem at the golf course. He explained that they are trying to meet with Larry Van Reenan on this problem. Councilmember Smith asked that he report about this meeting at the next council meeting.
- C. Suggested we apply the credit from water to utility accounts. Councilmember Laws and Mr. Webb reminded Council that the City did not want to appear to be giving free utilities. Councilmember Cook explained that they are trying to increase the Recreation Board by two members. Councilmember Laws asked how many members on the board were actually citizens of Blanding. Councilmember Cook explained there were two.

10. The public hearing regarding the 1999-2000 budget adjustments opened at 8:00 p.m. Mr. Webb presented the adjustments to Council. There was no public input on this issue. The public hearing closed at 8:05 p.m. **Councilmember Laws moved to suspend the rules at this time so as to accept the Budget Adjustments Resolution. Councilmember Slade seconded the motion. Councilmember Smith repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

Those absent

Councilmember Black

constituting all members thereof, Councilmember Smith declared the motion carried.

11. Councilmember Laws discussed the following items with Council:

- A. Explained that Mr. Webb, Mr. Black, and himself met with Ed Scherick from the County regarding the McPhee water project. Mr. Scherick stated that he would implement the City projects into the County projects.
- B. Explained that he is still not satisfied with the weed situation in town. He asked if City has invested 5 million dollars in streets and curb and gutter, why do we still have weeds?
Councilmember Laws moved that the policy be changed to make citizens responsible to the center of the road where curb and gutter has been installed. Councilmember Cook seconded the motion. Councilmember Smith repeated the motion and asked for discussion. He then stated that he felt the City should take care of their property before imposing laws on citizens. Councilmember Smith then called for a vote. Voting was as follows:

Those voting 'AYE'

**Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

Those absent

Councilmember Black

constituting all members thereof, Councilmember Smith declared the motion carried.

Councilmember Laws then stated that the weeds at the Edge of the Cedars Museum were bad. Asked that the City write a letter asking them to clean up their properties. He also stated that he was concerned about the swap meets/yard sales being held at the City Park. He asked that this be put on the agenda for the next council meeting.

12. Councilmember Slade presented copies of Evanston, WY and Provo, UT's miniature horse ordinances. Both of these cities have gone to using conditional use permits for miniature horses. He asked that these copies be presented to planning and zoning and let them look at it further. Councilmembers Smith and Laws approved that these be sent to planing and zoning. Councilmember Cook abstained.

13. Mr. Chris Webb, City Administrator, discussed the following items with Council:

- A. Asked for questions on financial disbursements. Councilmember Cook asked about the expenditures at the airport. Councilmember Laws asked about the expenditure on the water assessment and rental of the air compressor from Monticello City. He also asked about Skyline Auto for \$5,000. These questions were answered satisfactorily.
- B. Explained that Diane Bradford is working on setting up a shot clinic for licensing pets. She asked him if Council would approve free tags for the month of July. Councilmember Cook felt this was a great idea. It was decided to put this in the City newsletter.
- C. Explained that the Consumer Confidence Water Report needs to be published in the newspaper. Advise and consent was given on this issue.

14. Councilmember Cook stated that there was a motorcycle fatality just a few months ago, because the gentlemen went to Shirttail to buy beer due to the fact there is no beer sales in City limits. If we change the law it may help those going to buy beer be able to buy it in town and save hassle and lives. He was not in favor of changing the law, but saw it as special interest legislation. He felt this was no different than the issue of the miniature horses. He also stated that an adjustment of \$8,000 had been made to city attorneys fees to pay for the unexpected lawsuit, which was the lawsuit on the miniature horses. If the Redd's had approached it differently the City would not have an overage in the attorney portion of the budget.

15. Councilmember Laws moved to adopt Resolution 2000-4 approving the FY 2000-2001 budget. Councilmember Slade seconded the motion. Councilmember Smith repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Black

constituting all members thereof, Councilmember Smith declared the motion carried.

16. Councilmember Laws moved that Council retire to executive session to discuss land sale issues. Councilmember Cook seconded the motion. Councilmember Smith repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Black

constituting all members thereof, Councilmember Smith declared the motion carried. '

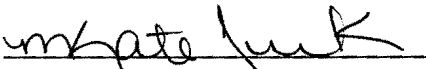
17. Council retired to executive session at 8:55 p.m.

18. Council returned from executive session at 9:10 p.m.

19. Councilmember Cook asked for an update on the economic development issue regarding ALCO. Mr. Webb explained that they will be doing a feasibility study in our area.

Meeting adjourned at 9:20 p.m.

By



M. Kate Turk, Deputy Recorder

RESOLUTION 2000 - 5

A Resolution opening and adjusting the FY 1999 - 2000 General Fund Budget and transferring money from the General Fund Balance to designated Funds for projected capital projects as follows:

Department		Adopted		Adjusted		Comment
General Fund		FY 99-00 Budget	Adjustment	FY 99/00 Budget		
General Fund Transfers						
Transfer from General Fund Balance to the Water Enterprise Fund		0.00	\$ 100,000	\$ 100,000	To hold as retained earnings in Water Enterprise for projected capital improvements, the main projects being the water treatment plant and the raising of the fourth reservoir.	
Transfer from General Fund Balance to the Recreation Capital Reserve Account		0.00	\$ 100,000	\$ 100,000	To hold as retained earnings in the Recreation Capital Reserve Account for projected capital improvements, the main project being a City Recreation Center in the year 2005.	
Transfer from General Fund Balance to the Sewer Enterprise Fund		0.00	\$ 100,000	\$ 100,000	To hold as retained earnings in Sewer Enterprise for projected capital improvements per the city capital plan.	
<u>Budgeted Revenues</u>						
General Fund Balance Forward From FY 98-99		0.00	\$ 300,000	\$ 300,000	To bring forward Excess General Revenue and allocate it to the appropriate Capital Reserve accounts for future projects to be completed per the Capital Projects Plan adopted by City Council	
Total General Fund Budgeted Revenue		\$ 1,110,491	\$ 300,000	\$ 1,410,491		
<u>Budgeted Expenses</u>						
Transfers from General Fund Balance per the above		\$ -	\$ 300,000	\$ 300,000	To increase budgeted expenditures out of the General Fund Balance, allocated to designated funds for capital improvements as shown above.	
Mayor & Council	\$ 20,448	\$ -	\$ 20,448	no adjustment		
Justice Court	\$ 28,609	\$ -	\$ 28,609	no adjustment		
Administration	\$ 71,226	\$ -	\$ 71,226	no adjustment		
City Attorney	\$ 19,150	\$ 8,000	\$ 27,150	Unexpected lawsuit defending Zoning Ordinance		
Planning & Zoning	\$ 37,992	\$ -	\$ 37,992	no adjustment		
Police Department	\$ 377,121	\$ -	\$ 377,121	no adjustment		
Fire Department	\$ 48,545	\$ -	\$ 48,545	no adjustment		
Streets & Shop	\$ 88,712	\$ -	\$ 88,712	no adjustment		
"C" Roads	\$ 277,500	\$ (8,000)	\$ 269,500	Expenditures postponed till next budget year.		
City Engineer	\$ 33,843	\$ -	\$ 33,843	no adjustment		
Parks & Recreation	\$ 73,612	\$ -	\$ 73,612	no adjustment		
Airport	\$ 33,733	\$ -	\$ 33,733	no adjustment		
Total General Fund Budgeted Expenses		\$ 1,110,491	\$ 300,000	\$ 1,410,491		

The City Administration in connection with the City Auditor is authorized to make line item transfers within the FY 99-00 Department approved budgets as necessary for general accounting purposes.

PASSED, ADOPTED, and APPROVED this 14th day of June, 2000.


Calvin Balch

ATTEST:


Chris Webb
City Recorder

Resolution 2000 - 4

A resolution of the Blanding City Council setting the FY2001 General Fund Enterprise Budget.

General City Departments

Capital & General Expense	
Mayor & Council	\$27,910
Justice Court	\$32,737
Administration	\$56,554
City Attorney	\$19,100
Planning & Zoning / Building Inspector	\$38,243
Police Department	\$404,775
Fire Department	\$48,494
Streets & Shop	\$112,389
"C" Roads	\$400,000
City Engineer	\$35,346
Parks & Recreation	\$63,931
Airport	\$250,742

Total General Fund 2000-2001 \$1,490,220

Enterprise Departments

Department Expenses	
Water System	\$271,685
Sewer System	\$130,405
Electric System	\$1,146,007
Natural Gas System	\$301,407
Building Authority	\$0
Golf Course	\$0
Solid Waste	\$101,043
Arts & Conference	\$1,800

Total Enterprise Expense 2000-2001 \$ 1,952,347

Capital Outlay Enterprise Budgets

Capital Expense	
Water System	\$82,000
Sewer System	\$56,750
Electric System	\$189,700
Natural Gas System	\$0
Building Authority	\$0
Golf Course	\$10,000
Solid Waste	\$0
Arts & Conference	\$25,000

Total Enterprise Capital Expense 2000-2001 \$ 363,450

Debt Service

Capital Expense	
Water System	\$132,089
Sewer System	\$0
Electric System	\$0
Natural Gas System	\$372,892
Building Authority	\$0
Golf Course	\$0
Solid Waste	\$0
Arts & Conference	\$0

Total Enterprise Debt Service 2000-2001 \$504,981

Total Enterprise Budget 2000-2001 \$2,820,779

Total City Budget 2000-2001 \$4,310,999

Passed, Adopted, and approved this 14th day of June 2000.

Attest:


J. Webb, Recorder


Calvin Balch, Mayor

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
May 24, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Clisbee Black

Terry Cook

Kelly Laws

Dale Slade

Don Smith

City Administrator: Chris Webb

City Clerk: Patricia Bartlett

City Engineer: Philip Palmer

General Services Director: Jeff Black

Others Present: Neil Joslin, Phil Mueller, Joe F. Lyman, Jerry Adams

1. The prayer was offered by Councilmember Slade.
2. The Pledge of Allegiance was recited.
3. The minutes of the May 10, 2000 meeting were approved with the following changes:
 - A. Page 1, #3 - Councilmember Black should be excused instead of Councilmember Cook.
 - B. Page 2, #13 - Should read "to" compensate for the extra hours worked.
4. Mr. Lyman shared with City Council a proposed new, legal ATV trail for Blanding and Monticello. He asked the ATV regulations for the City be clarified and enforced. Mayor Balch explained that the Council supports Mr. Lyman's proposal. Mr. Lyman explained that there are several people in the area who are trained to teach classes to certify on ATV's. A general discussion was held regarding ATV training on City land. This has been approved with evidence of the proper insurance coverage. Mr. Lyman explained that he would be meeting with different agencies on the 31st and would report back to the City regarding the status of the trail.
5. Mr. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
 - A. Presented a drawing showing the curb painting and signage at San Juan High School. Councilmember Laws disagreed with police vehicles parking in the red/no parking zone. Councilmember Cook suggested the possibility of a handicap space being put in front of the seminary building. Mayor Balch asked Council for approval on the drawing as presented. Approval was given.
 - B. Explained that the 2 million gallon tank went into service last Thursday morning. Starvation Reservoir is being filled.

- C. Councilmember Slade moved that Mayor Balch be authorized to sign the documents with Creamer and Noble Engineers on the airport improvements, after attorney approval. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

6. Mayor Balch discussed the following items with Council:

- A. Explained that he would like to advertise that the City is accepting applications for police officers because there are two slots reserved at the academy for July. Approval was given to advertise.
- B. A discussion was held regarding the visitors center. Mayor Balch felt that the Council should let the committee know that they would like to go with the current plan on the visitors center. It was decided that this is the direction we are headed and that any changes would need to be approved by City Council. Mr. Webb presented the UDOT requirements. It was decided to have Mr. Webb draft a letter stating that the City would have a problem with manning the center 24 hours a day, seven days a week.

7. Councilmember Black discussed the following items with Mayor and Council:

- A. Explained that he had decided to drop the issue regarding the limbs at the transfer station.
- B. Asked for input from Council on airport. Asked for Council to approve Reed Palmer to the Committee. Approval was given. Asked to change the timing on the gate and they were given permission to do so. Mrs. Redd and Arlan Henderson were given approval to park inside the gate on the dirt. Councilmember Black will distribute 10 year priority list to Council.

8. Councilmember Cook explained that the pool improvements are coming along, but the crew still has not come back.

9. Mr. Webb clarified that Danny Fleming would attend the water meeting for information purposes and would not represent any official position from the City.

10. Councilmember Slade explained that he would like to have Planning and Zoning look into something for miniature horses. He spoke to Sydney Fonsbeck with the Utah League of Cities and Towns and she recommended that we go to an exotic animals ordinance if we want to allow miniature horses. Mayor Balch stated that this was selective legislation and it should be left alone. Councilmember Cook and Black agreed. Councilmember Smith felt an injustice had been done in the beginning. The Redd's were asked to follow the proper procedures and they would not do it. Mayor Balch asked Councilmember Slade to look into how other communities have handled it.

11. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. Councilmember Cook asked what the pumps were for and Mr. Black explained that there were two pumps for the street sweeper. Councilmember Cook asked about the charges at Parley Redd's. Mr. Webb explained that this was a \$3,600 safety grant. This also included the Hepatitis B series for the crew.
- B. Mayor Balch felt a letter should be issued to whomever owns the property where Oshley's burnt trailer sits asking that it be cleaned up.
- C. Presented revised budget. Explained that the public hearing is set for June 14, 2000. Council decided to allocate any monies available equally to Sewer, Water and Recreation. Mayor and Council then decided to leave the budget as is.
- D. Asked for approval on the newsletter and approval was given.
- E. The Governors Water Board is coming to Blanding June 9, 2000. There will be a luncheon at the Arts and Conference Center and Mr. Webb invited Mayor and Council to attend.
- F. Explained that he notified the County that the City wanted to stay as is regarding the fire proposal.
- G. Explained that he met with EDA and they had finalized the Arts and Conference Center. Hal Nielson with Rural Development was also here and explained to Mr. Webb that the City could apply for a grant for the parking lot on the Arts and Conference Center. There will be a public hearing regarding this on June 14, 2000, if needed.
- H. Explained the Economic Adjustment Strategies Grant. The EDA gentleman explained that the City would easily qualify for this grant. This grant hires someone to come in and create an economic development plan, after which the first priority project of the plan is often funded. Council gave Mr. Webb permission to check this out.

Meeting adjourned at 9:10 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
May 10, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Terry Cook
Kelly Laws
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
City Planner: Bret Hosler
City Engineer: Philip Palmer
General Services Director: Jeff Black
City Councilmember: Clisbee Black
Dale Slade

Absent:

Others Present: Jami Yoakam, Gary Guymon, Duane Lyman, Jim Bayles, DeeAnn Bayles, Patricia Larsen, Jerry Adams

1. The prayer was offered by Mr. Philip Palmer
2. The Pledge of Allegiance was recited.
3. Mayor Balch excused Councilmembers Black and Slade.
4. The minutes of the April 26, 2000 meeting were approved as presented.
5. Councilmember Smith asked for a follow-up on previous meetings minutes regarding the chip sealing. Mr. Palmer stated that he had not made the necessary phone calls for a decision to be made. After a short discussion, Mayor and Council decided to go ahead with the chip sealing process, but postpone the asphalt process for a later time due to increased prices.
6. Councilmember Smith asked what had happened on the fire engine. Mr. Webb explained that he had not spoken with Mr. Rick Bailey with San Juan County as yet. Therefore, no final decision had been made.
7. Mr. Gary Guymon, Chamber of Commerce President, addressed Council regarding the Chamber. He stressed the need of a part-time employee. Mr. Duane Lyman also spoke regarding the Chamber. He emphasized the need to bring special events into the community. Mr. Webb clarified how the transient room tax works. Councilmember Cook thanked Mr. Guymon and Mr. Lyman for attending Council meeting. Councilmember Laws recommended that the Chamber speak with businesses about training their employees to let tourists know about activities in town rather than telling them there is nothing to do in Blanding. We need to Promote Blanding.

8. Mr. Jim Bayles stated that he was concerned with the impression given by the City Newsletter. He felt the dinosaur with the sign saying "VOTE NO TO ANIMALS" was inappropriate. Mr. Webb explained the intent was to echo the initiatives that were presented. Mr. Bayles then asked why the Council did not look further into taking over health care. He also asked Councilmember Cook if he was moving. Councilmember Cook stated that he was as soon as his house sells.

9. Mr. Philip Palmer, City Engineer, began the discussion regarding the parking at San Juan High School. After a lengthy discussion, Mayor Balch asked Mr. Palmer to work on this problem and to draft a picture for Council by the May 24, 2000 meeting.

10. Mr. Palmer then requested that Council authorize the Mayor to sign the documents that accompany the application to the Utes on the easement. The City will be paying \$3,000 for the easement, but will be reimbursed by the FAA. **Councilmember Cook moved that Mayor Balch be authorized to sign the documents in which the City will purchase one acre and one-tenth of airspace easement. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Cook

Councilmember Laws

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Black

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

11. Mr. Palmer explained that the street department painted the curb around Pete Black's new office building red earlier this morning. He also explained that the two million gallon storage tank now has eight feet of water in it. It did not drop any during the night. Mr. Palmer feels confident that the leakage problems have been resolved.

12. Mr. Jeff Black, General Services, Director, asked if there were any questions regarding the April natural gas or water reports. Councilmember Smith asked why the reservoir's are not filled. Mr. Black explained that Starvation is coming up, but there may be leakage. Councilmember Laws explained that as of April 10, 2000 there was still no runoff. He also explained that the trade with the Irrigation Company made the water in the 3rd Reservoir the Irrigation Company's and the Dry Wash water the City's.

13. Mayor Balch asked Mr. Webb to explain and clarify the City's comp time policy. Mr. Webb stated that the City tries to avoid paying out any overtime. Therefore, any hours accrued over 40 in one week are accrued to personal leave. If possible the employees are sent home early one day during the week to compensate for the extra hours worked, but that isn't always possible. The employees are encouraged to take the extra time within that pay period. The Police Department was in a situation where they were not able to take their annual leave because there were not enough officers to cover the shifts. Thus they are paid for their overtime, but Chief Halliday does live within the budgeted salary limits.

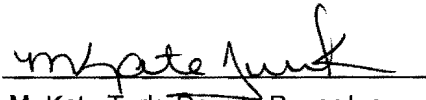
14. Mr. Webb explained that Councilmember Black was going to discuss the issue of burning limbs at the transfer station. Mayor Balch instructed Mr. Webb to add this item to the next meeting's agenda.
15. Councilmember Cook discussed the following items with Mayor and Council:
 - A. Explained that the pool work had been delayed because of an accident in the foreman's family. The work will begin on May 15, 2000. The Albert R. Lyman Middle School has been contacted and made aware of when the pool will be available for the triathlon.
 - B. Explained that Dr. Jones was at Recapture Reservoir with a friend a week or so ago and the friend caught a 14 lb. Pike.
16. Councilmember Smith discussed the following items with Mayor and Council:
 - A. Asked for clarification regarding garbage pick-up. Mr. Webb stated he would get in touch with Waste Management and verify the pick-up schedule.
 - B. Explained that he felt the City clean-up day was a success. There are big rocks in front of the visitors center and Councilmember Smith asked if it would be possible for the City crews to remove them.
17. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
 - A. Asked for questions on financial disbursements. There were none.
 - B. Updated Mayor and Council regarding the Arts and Conference Center. Mr. Webb explained that the grant requirements had been completed regarding the construction phase. Copies of proposed rental contracts and rates were included in the packet. The Board has approved these and the College of Eastern Utah's attorneys are reviewing them also. A marketing package is being prepared and a flyer. Also, a website which will tie to the City website is being developed by students.
 - C. Explained the Capital Projects Plan. Councilmember Laws felt that it may be necessary to take the \$200,000 budgeted to Recreation and allocate those dollars to repair Starvation Reservoir if necessary. Mayor Balch asked Council to consider this document carefully and it would be discussed again at a later time.
 - D. Reminded Mayor and Council of the budget work session which will be held May 17, 2000 from 7:00 p.m. to 10:00 p.m. in Council Chambers.
 - E. Presented the changes to the dog ordinance which were suggested by Mr. Anderson. Mayor and Council decided to leave the document as adopted and not to make the suggested changes.
 - F. Explained that the City has been given the approval by UDOT to go forward with the funding request on the engineering and design for the new road which will be 600 West from Center street to 400 North (Edge of the Cedars Museum). Mr. Palmer will work with Mr. Mike Miles of UDOT to determine if a certain type of engineering firm will be necessary. Advise and consent was given for Mr. Palmer to do so.
 - G. Presented a copy of a preliminary application to the Economic Development Association requesting \$350,000 to construct a new maintenance hangar at the airport. The total project will cost \$500,000. Leaving a difference of \$150,000, which will be split \$75,000 from San Juan County and \$75,000 from the City. It is a possibility that the City can generate their dollars from a prepaid lease on the hangar. Advise and consent was given for the Mayor to sign this application.

- H. Presented a copy of a letter from Mr. Kirk Redd's attorney, Rose Reilly, requesting the City recognize their grandfather status. Mayor Balch stated that the Redd's do not have grandfather rights to be recognized and this was just upheld in a court of law. Councilmember Laws feels the correspondence does not even deserve a response. Mayor Balch feels that Mr. Anderson should respond. Councilmember Laws asked to see the response before it was mailed to Ms. Reilly and the Redds.

18. Councilmember Laws explained there will be construction beginning on Blue Mountain Road from where the construction ended last year to the top of the dugway. Johnston and Phillips received the bid which was \$30,000 under Crowley Construction's bid. He further stated that a 4 million dollar grant was given to construct a road ½ way up the Monticello side of Blue Mountain to the Harts Draw Road.

19. Mr. Jim Bayles suggested that a chipper/shredder be purchased for the transfer station rather than burning the limbs.

Meeting adjourned at 9:10 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
April 26, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Clisbee Black

Terry Cook

Dale Slade

Don Smith

City Administrator: Chris Webb

City Clerk: Patricia Bartlett

City Planner: Bret Hosler

Absent:

City Councilmember: Kelly Laws

Others Present: Lynn Stevens, Lynette Stevens, Guen Smith Gayle Shumway, Jami Yoakam, Kathleen Lyman, Carolyn Hunt, Diane Bradford, Nicole Bradford, Eric Johnson, Neil Joslin, Harold Lyman, Mike Halliday, John Lyman, B.J. Grover, Preston Grover, Chip Sharpe, Gordon Hawkins, Julie Hawkins, Jim Bayles, DeeAnn Bayles.

1. The prayer was offered by Chris Webb.
2. The Pledge of Allegiance was recited.
3. Mayor Balch excused Councilmember Kelly Laws.
4. The minutes of the April 12, 2000 meeting were approved as presented.
5. Mrs. Kathleen Lyman asked who was responsible for beautification. Mayor Balch explained that the business in which the planter is in front of is responsible for up keep.
6. Mr. Lynn Stevens, who is a member of the July 4th Committee, asked Council to increase the 4th of July budget to \$5,500. He also asked that their mailing be including in the City newsletter for the next two months. Mr. Stevens asked the Council to reconsider having the fireworks on the 4th. He explained that Edith Young is the parade chairman for this year and the theme is "That the Future May Learn From the Past". There will be a free breakfast for all those who participate in the parade. Mayor Balch explained that the Council would discuss the budget increase later in the meeting.
7. Mr. Eric Johnson requested the City put curb and gutter in front of his house. Mr. Johnson presented pictures showing the drainage problems there. Mayor Balch explained that the Council would take it under advisement. Mr. Johnson then discussed the issue of his 5 foot fence on a corner lot. He explained that the fence was added to keep his child and dog in and others out. He would like the Council to allow him to keep his fence. Mayor Balch explained that any changes to the law would have to be taken to the Planning and Zoning Commission. He further explained that unless the law was changed it would be enforced. He informed Mr. Johnson that revisions were being considered now that may help his situation. Advise and consent was given to allow Mr. Johnson 60 days to comply or for the changes being considered to take effect.

8. The public hearing regarding budget requests opened at 7:30 p.m. Five people had signed up to speak and the Council set a 25 minute time limit for the meeting. Kathleen Lyman asked if a portion of the 1% tourism tax be allocated to pay a part time manager for the Chamber of Commerce. Mayor Balch asked if she was asking for \$7,200 more for the Chamber of Commerce and Mrs. Lyman responded she was. Gayle Shumway requested the City allow them to receive power from Utah Power and Light through the City System. Mr. Webb explained why that was not possible and that the City would be glad to provide power through the City system according to City policy. Gary Guymon also spoke for the Chamber of Commerce and also requested the \$7,200 for a part time person. Mayor Balch asked Council to comment on items requested. Councilmember Black asked about gas department, Mr. Webb stated it would be addressed later in work sessions. Councilmember Slade explained that he remembers when the City helped the Chamber more. Mayor Balch explained that in most cities the business people are involved in Chamber. Councilmember Cook asked if the City could match dues collected. Gary Guymon asked that the Council have an open mind. Mrs. Lyman stated it is a must to have a part time employee for the Chamber of Commerce. The Public Hearing closed at 8:00 p.m. Mayor Balch informed the citizens that the requests would be considered during the budget process.

9. Mrs. Carolyn Hunt expressed concerns with having increased animals in town affecting property values and the nuisance.

10. B.J. Grover stated that his horse property goes for as high a value as non-animal property and he feels his family should be allowed to keep their animals.

11. Mayor Balch discussed the following items with Mayor and Council:

- A. Asked if Council felt comfortable with allowing the buses to use the airport. Council agreed they were. Mayor Balch explained the plane owners were notified so they could move their planes if they wished.
- B. Asked if Council agreed with the full time animal control officer. Mayor Balch explained that from July 99 to the present 31 dogs have been licensed and there has been no strong enforcement of the licensing laws. Councilmembers Cook and Slade felt it should be done. Councilmember Smith would like to wait until budget time to make a decision. Chief Halliday explained that they could not have one of his officer's be full-time animal control. Mr. Webb explained that it would be possible to hire someone part-time at \$12/hour after 5 weeks of academy. Mayor Balch stated this person could also do meter reading. Chief Halliday explained that in previous years if dogs were brought in for shots they were given a free license. He suggested the City set up a free clinic and give free licenses. Mayor Balch asked Council to consider this for a later discussion again during the budget process.
- C. Suggested a 3 ½% cost of living increase for employees. He explained that staff and employees have come in under budget and they are doing an excellent job. Advise and consent was given by a majority of the Council to put a 3 ½% increase in the budget. Councilmember Smith was opposed and suggested 3% only. Mayor Balch instructed Mr. Webb to put in 3 ½%.
- D. Asked for Council's ideas on increasing the 4th of July budget to \$5,500. Advise and consent was given for this increase and it was decided to let the 4th of July committee make the decision on the night the fireworks will be held.

12. Councilmember Cook discussed the following items with Mayor and Council:

- A. Explained that he had walked through the Arts and Conference Center and it is a great building.
- B. Explained that the County had approved \$10,000 toward the pool repairs. He then asked Mr. Sharpe to speak on the request. Mr. Sharpe explained that the cost of a 9 foot slide is \$5,000. **Councilmember Cook moved that the City approve the \$15,000 for Recreation capital improvements to match the County's \$10,000 now and \$5,000 later, along with the quarterly amount given of \$7,500. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Slade
	Councilmember Smith

Those voting 'NAY'	NONE
--------------------	------

Those absent	Councilmember Laws
--------------	--------------------

constituting all members thereof, Mayor Balch declared the motion carried.

13. Councilmember Slade discussed the following items with Mayor and Council:

- A. Explained to Mr. Stevens, who had just returned, that the \$5,500 had been approved and that the committee was responsible for deciding the day the fireworks will be held.
- B. Health Care Update - Explained that 75 patients were sent to Moab last month by Michelle Lyman, P.A., because she could not refer them to San Juan Hospital. Councilmember Cook asked if a public meeting could be held to inform the public. Mayor Balch explained that due to the legal situation a public meeting would not resolve any issue.

14. Councilmember Smith discussed the following items with Mayor and Council:

- A. Explained that he would like to see the chain link fence change approved. He would also like the set back for commercial property to be done away with.
- B. Suggested that a change be made to make 25 mph the maximum in residential areas. Mr. Hosler explained that he and Officer Bradford had looked into this and it is recommended that 25 mph be the speed limit in residential areas. It was explained that if this change was made, all signs would have to be replaced. No action was taken.

15. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on financial disbursements. Councilmember Cook asked about the rental of the crack seal machine. Mr. Webb explained that it is cheaper to rent than to purchase. Councilmember Cook also asked about the back window being replaced in Truitt's vehicle. It was explained that the four wheeler went through the back window when Truitt suddenly stopped to keep from hitting a horse. Councilmember Black asked about Sidon Mgt and Dare Money. Mr. Webb explained he would research this and get back to him. Councilmember Smith asked why Philip Palmer's road school cost less than Jeff Black's. Mr. Webb explained that Mr. Palmer went for fewer days because of the water tank construction.

- B. Explained that the citizens' initiatives are with the County Clerk and the signatures are being validated. Mr. Webb explained that the Council's options are:

1. Adopt the initiatives within 30 days.
2. Do nothing and they will appear on the ballot at the next municipal election.
3. Adopt a competing initiative that would also appear on the ballot.

Councilmember Cook moved that the initiatives be put on the ballot in November.

Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Explained the proposal on the fire equipment with the County. As of now the City covers a five mile radius of which we also receive the sales tax generated in that five mile radius which amounts to \$3,000 to \$3,600 a month. He informed Council that the City's current agreement is better than what is being offered. Mayor Balch suggested the City negotiate and keep channels open.
- D. Asked for approval on the newsletter. Approval was given. Councilmember Cook commented on the good job the trash people do and asked a letter be sent. Mr. Webb explained the problems that have happened in the last week and that they have been resolved.
- E. Reminded Mayor and Council of May 6 Clean-up day.
- F. Read a letter informing the public of the Community Block Program and the great benefits it provides to the City.

16. **Councilmember Slade moved that Council adopt the proposed animal changes to 12-195A and not the changes to Section 12-191 of the Zoning Ordinance. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

The following is the adopted zoning changes to 12-195A.

"That animals are kept on the premises at least one (1) day each calender year or the intent to keep animals on the premises are maintained in a usable condition."

17. Mr. Jim Bayles asked about a commercial property having a 10 ft. fence. He was advised to attend a Planning and Zoning meeting. He then asked about the weeds in the City ditch north of his home. He was advised to sign a complaint and Mr. Hosler was instructed to inspect this. He also asked for a stop sign by his property and Mayor Balch explained this would be looked at.

18. Mr. John Lyman explained that he wished people would get half as excited about healthcare as they do about animals. He explained that his wife, Michelle Lyman, P.A., met with everyone possible in order to bring satisfaction before retaining an attorney. Mr. Lyman suggested the City take over the clinic and birthing center and check out the revenue. He further asked that Council get more involved in the healthcare issues.

Meeting adjourned at 9:24 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
April 12, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Don Smith
City Treasurer: Kate
Turk
City Clerk: Patricia Bartlett
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Planner: Bret Hosler

Absent:

City Councilmember: Dale Slade
City Administrator: Chris Webb

Others Present: Guen Smith, Pam Hosler, Bob Hosler, Joan Hosler, Jerry Ray, Karen Dufur, Teri Laws, Jim Bayles, De Ann Bayles, Maleasha Bayles, Sheila Black, Shauna Hurst, Julie Hawkins, Merlin Grover, Kathleen Redd, Susan Flavel, Brent Flavel, Chris Flavel, Trudy Latham, Fila Harris, Jami Yoakam, Calvin Hunt, DeeAnn Hunt, Justin Hunt, Phil Mueller, Jerry Adams, Leslie Sanders, Neil Joslin, Harold Lyman, Arlene Lyman, Eric Grover, Janalee Grover, B.J. Grover, Gena Grover, Sherry Porter, Relva Bowring, Bob Bowring, Mr. and Mrs. Skouson, Sharon Smith, Dantzell Einerson, Liz Adams, Garth Wilson

1. The prayer was offered by Councilmember Terry Cook.
2. The Pledge of Allegiance was recited.
3. The minutes of the March 22, 2000 meeting were approved with the following changes:
 - Page 2, #5b, "requested" should be "estimated".
 - Page 2, #7b, "low" should be "law".
4. Councilmember Laws asked Philip Palmer what the bid came in at on the FAA lighting project. Mr. Palmer explained that the project had been projected at \$150,000. The low bid was for \$64,774. He has requested that the extra monies be used for other projects, but has received no answer as of today.
5. Mrs. Relva Bowring presented two initiatives for Mayor and Council to consider. There had to be 260 signatures on each initiative for them to be valid. The first initiative had 349 signatures and the second had 278. Mayor Balch instructed that this issue be put on the next meeting's agenda for consideration.

6. Mr. Jim Bayles asked about his rights as far as his property being zoned commercial and his dog kennel. Mr. Hosler explained that whether commercial or not, the nuisance ordinance still comes in to play. Mr. Bayles asked if he would be responsible or have to incur the expense of a privacy fence. Mayor Balch explained to Mr. Bayles that if it got to that point those decisions would be made by Judge Nielson.
7. Jeff Black, General Services Director, discussed the following items with Mayor and Council:
 - A. Presented the March 2000 Water and Natural Gas Reports. Councilmember Smith explained that Dry Wash Reservoir should be full this week. Mr. Black stated that none of that water is the City's.
 - B. Asked Mayor and Council if the chip sealing and asphaltting money should be carried over to next year in the event prices decrease. Councilmember Smith asked that this item be put on the next agenda, so as to have time to research the issue.
8. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
 - A. Reported on the Ute Tribe Easement meeting. Asked if Council would be willing to pay \$3,000 for this easement. Mayor Balch felt the City should wait and see what FAA does before acting on this item.
 - B. Reported on the signs at San Juan High School. Told of the placement of the signs and the red zones. After some discussion Mayor Balch asked that this item be put on the next agenda to determine the no parking areas and what constitutes an emergency vehicle. He also asked Ms. Turk to invite Chief Halliday to attend that meeting.
9. The public hearing regarding the animal ordinance opened at 7:30 p.m. Ten citizens signed up to speak on the issue. Mayor and Council agreed to a 45 minute time limit. Mayor Balch explained that each individual who had signed up to speak would be allotted 3 minutes time. Councilmember Laws explained the current ordinance and the proposed changes. The following citizens spoke: Merlin Grover, Fila Harris, Corey Perkins, Susan Flavel, Trudy Latham, Jim Bayles, DeeAnn Hunt, BJ Grover, Randee Bayles, John Skouson. Mayor Balch thanked those who spoke and then gave each Councilmember 3 minutes to voice their opinions. Councilmember Cook stated the ordinance should be left as is. He explained that now because this has gone to an initiative, the people will have the vote and he feels some will be very unhappy with how that vote turns out. Councilmember Smith thanked all those who had spoken, as did Councilmember Black. Councilmember Black explained that he supports the petitions and will also support the vote of the people. Councilmember Laws stated that his proposal will not bring more animals in. He explained that there is no way to prove 30 consecutive days having animals on the property. He feels that animals will eventually weed themselves out of town. Councilmember Laws further stated that if the initiatives are legal, Council has thirty days to pass a law with a third option. Mayor Balch explained that local government has to be by the people. The public hearing closed at 8:12 p.m.

10. Councilmember Cook discussed the following items with Mayor and Council:

- A. Explained that Rick Meyer had inspected the swimming pool and he found significant repairs that need to be completed before the pool can open for the summer. The District approached the County Commissioners and received a commitment from them to match the City of Blanding's participation up to \$15,000. Councilmember Cook also presented a need list for the golf course repairs and work on the ball fields. Mayor Balch asked if they had considered fiberglass or plastic for the pool repairs and was there any guarantee given on the work? Councilmember Laws explained that he had a problem with giving the District any money at this point. He stated that maybe the District's fees were not high enough and they may need to be revamped. Mayor and Council agreed to have the Recreation District get hard bids and put this issue on the agenda for next meeting. Jeff Black reminded Mayor and Council that the City is to be given a budget and financial statement each year from the District and that has not yet been received.
- B. Explained that farm animals are not near as hot a topic as dogs are. He would support a full time animal control officer.

11. Councilmember Smith discussed the following items with Mayor and Council:

- A. Reported that he attended the Internet Expo and felt it was well worth his time.
- B. Reported that the Visitors Center Committee met and because of not receiving the grant to build this year, they decided to let the building stay for two years, but the roof flapping must be repaired. Signs will be installed on Hwy 191 pointing visitors to the City Office for directions/aid.

12. Kate Turk, City Treasurer, asked for questions on the financial disbursements. Councilmember Cook asked about the locks. Jeff Black explained that the locks are used to reset demand meters, which is done monthly when the meters are read. Councilmember Black asked about the cost on the glass repair. Ms. Turk explained that rocks had been thrown through the front and back windows of the new patrol car.

13. **Councilmember Smith moved that Council adopt the Dog Ordinance as follows: Section 13-200 to 13-255, excluding 13-260 Pit Bulls. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Smith**

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

14. Fila Harris stated that she was almost ran over at the intersection of 100 East and 200 South. Ms. Harris feels that intersection needs better signage. She further stated that she feels the animal ordinance should go to a public vote.

15. Clark Grover also advocated a full time animal control officer. He explained that he lost several very expensive rabbits to dogs and could not get a police officer to respond when he was unable to find Mr. Silver, the animal control officer. Councilmember Laws asked Mr. Grover to clarify about the police officers not responding. Mr. Grover stated the he did not get any help and the officers did not respond. Councilmember Laws stated the City Police and any staff members should always be there to help a citizen when asked or they shouldn't be working for the City.

16. Heather Raisor felt if a full time animal control officer was hired that it could be his job to make sure that animals were taken care of by their owners instead of pitting neighbor against neighbor.

17. Gene Cressler feels a full time officer should be able to write tickets and enforce the law.

18. Mr. Randee Bayles stated that if it cost the City \$15,000 in legal fees to pursue the Redd case, then the Redd's should be sued to recover that \$15,000. He also stated that the citizens of Blanding are being doubled taxed by the Recreation District.

19. Sheila Black stated that the full-time animal control officer needs to become familiar with the dogs as much as possible and know who they belong to.

20. John Skouson explained that he had put his utility payment in the new payment drop box and because the box was so full he could not get it to go in all the way. He then received a disconnect notice because the City never received his payment. He feels a bigger box should be installed.

21. Jim Bayles discussed penalizing the owners of these animals instead of the animals themselves. He also thinks a full-time animal control officer is an excellent idea. He explained that he has had neighbors complain of his dogs barking and at one point he went outside the next morning and found that a mountain lion had been after his horses. Because of the dogs the mountain lion did not come any closer. That is what his dogs are trained to do. He further explained that there are new age plastics that may be a possibility for the pool and it would be much more likely to get a lifetime warranty.

22. Shauna Hurst stated that the City cannot wait on the swimming pool repairs. The schools use the pool for swimming and for the triathlon. Ms. Turk felt that the inspection should have been done sooner and that it was unfair to ask the City to make this kind of decision on such short notice.

23. Corey Perkins asked what the initiatives that had been presented earlier contained. Mayor Balch explained that the first petition would keep the 30 consecutive day portion to keep grandfather rights and defined "pasture area". The second contained a sunset law which would have all farm animals, even those in grandfathered areas, to be removed from the City by 2011.

24. Councilmember Smith moved that Council retire to executive session to discuss personnel issues. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

25. After a ten minute break, Mayor and Council retired to executive session at 9:10 p.m.

26. Mayor and Council returned from executive session at 10:15 p.m.

Meeting adjourned at 10:17 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
March 22, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Planner: Bret Hosler

Others Present: Guen Smith, Phil Mueller, Jerry Ray, Neil Joslin, Jim Kensley, Danny Royer, Steve Hiatt, Jerry Adams, Jeremy Arthur, Colton Hunt, Roy Taylor, Randee Bayles, LaRue McDaniel, Jami Yoakam, Cal Dean Black, LaRae Black, McKay Black, Diane Bradford, Oliver Harris, Carla Lyman, Margaret Redd, Tom Silver

1. The prayer was offered by Councilmember Don Smith.
2. The Pledge of Allegiance was recited.
3. The minutes of the March 8, 2000 meeting were approved with the following changes:
 - Page 3, #12b, Councilmember Smith suggested that the main reason for this meeting was to recognize the 20 year extension for Colorado River Storage power which is generated at Lake Powell.
4. Mr. Webb explained that Bob McPherson, who lives outside city limits, hooked up to the new water line extending down Blue Mountain Road. This tap did not come before Council for approval. A short discussion was held and Mayor Balch and the Council decided that all taps should come before Council for approval prior to hook up, leaving policy as it now stands. **Councilmember Smith moved that the City allow Bob McPherson to hook onto City water. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

5. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:

- A. Explained that the bid opening on the airport lighting project was held March 21, 2000. There were two bids submitted. Northern Electric submitted a bid for \$64,774. A Salt Lake Company bid at \$104,000+. Mr Palmer recommended to accept the bid from Northern Electric. Mr. Webb asked that it be made contingent upon FAA approval. **Councilmember Black moved that the Council accept Northern Electric's bid and the project be contingent upon FAA approval for RAIL and PAPI lights. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

Mr. Palmer explained that the grant request from FAA was for \$150,000 and he had called the FAA and asked if they could make the scope of the project bigger to include runway lights.

- B. Explained that the bid opening on the crack sealing of the airport was also held. The project was estimated at \$8,000, the bid came in from M&M Asphalt for under \$3,000.
- C. Explained that a factory representative on the rubberized material to seal the cracks in the 2 million gallon tank was here. They entered the tank with Mr. Palmer and decided that the sealant was not applied properly. The sealant was will be stripped, the tank will be dried out and then it will be reapplied. Mr. Palmer feels comfortable that they have located the problem with the leakage. Mr. Black stated that it was recommended that a couple of weeks be given for the right heat so it will become very dry.
- D. Explained that he will be attending Ute Tribal Council in Towaoc March 23, 2000 to discuss easements at the airport.

6. Mayor Balch discussed the following items with Council:

- A. Reported that Chris Cannon would be visiting Blanding April 18, 2000 from 4:00 p.m. to 5:00 p.m. in the City Office.
- B. Explained that he received a letter from the Governor asking him to encourage the community to fill out their census reports.

7. Councilmember Cook discussed the following items with Mayor and Council:

- A. Explained that Chip Sharpe was hired as the Recreation Director. He further stated that they are trying to open the pool May 1.
- B. Explained that he felt because of the petition that was being circulated around the City regarding the animal issue, that the public hearing should not be held at this time. Councilmember Cook feels it would be a waste of the Council's time to make a change now if it is going to be on the ballot in November. Mayor Balch stated that it depends on how the petition is worded whether it was put on as a law or what you want the Council to vote for. Mr. Webb explained that for it to be a legal initiative, those initiating it would have to choose the wording themselves for it to be on the ballot. He further explained that the Council can choose to adopt the initiative or not adopt and refer it to the people for a vote.

8. Councilmember Laws updated Mayor and Council on the water situation. He explained that Camp Jackson is at 119% of normal for snow/water equivalent and there is 42.2 inches of snow. Total precipitation since October 1, 1999 is 78% of normal.

9.. Councilmember Smith reported that a power board meeting was held March 21, 2000. He explained that they feel good about how things are going with UP&L. He expressed concern regarding the issue of draining Lake Powell. These people have decommissioned a few dams already that are hydro generating dams. The Snake River is next on their list. Councilmember Smith is pleased with the Cities connections with UP&L and UAMPS.

10. The public hearing regarding the Dog Ordinance opened at 7:30 p.m. **Councilmember Laws moved that a time limit of 30 minutes be set for the public hearing. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried. Mr.

Webb explained that this ordinance removed the need for a kennel license with 3 animals. It added the outlawing of pitbulls within City limits. Those who spoke against this ordinance: Cal Dean Black, LaRae Black, and Oliver Harris. Mrs. LaRue McDaniel spoke neither for nor against this specific ordinance she explained that her feelings were that a full time animal control person was necessary. Councilmembers Laws, Black, Cook, Smith and Slade all felt that this ordinance should not be breed specific. Mayor Balch explained that he disagrees. Further that it is the owners fault and they need to take care of their animals. The public hearing closed at 7:54 p.m. This issue will be put on the next agenda for adoption.

11. Councilmember Smith continued regarding the power board meeting. He explained that it was suggested that the City contribute to the American Public Power Association. This association is a watchdog group in Washington to protect public power. Mr. Webb explained that this association is a group that is lobbying to protect municipality rights through the deregulation process. **Councilmember Smith moved that the City contribute \$250.00 to APPA. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

12. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements. Mayor Balch asked what we received from Brookie Architecture on the Swallows Nest. Mr. Webb explained that the construction estimates and drawings for submittal of the grant were obtained from Brookie Architecture. Mayor Balch feels that the Swallows Nest Committee needs to present something to Council soon. Councilmember Black asked about the disbursement to Empire Electric. Mr. Webb explained that their power runs our natural gas station in Monticello.
- B. Opened the bid for 7,000 gallons of unleaded gasoline. Only one bid was submitted. It was from CB's C-Store for \$1.15 per gallon. **Councilmember Black moved that Council accept the bid from CB's C-Store for 7,000 gallons of unleaded gasoline at \$1.15 per gallon. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Asked if any members of Council would like to sit on the DEQ task force/radiation control board being set up. After a short discussion, Councilmember Slade volunteered to sit on this committee. All council approved of Councilmember Slades appointment.

13. **Councilmember Cook moved that the Council adopt the General Plan as presented. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

14. A discussion was held regarding the Fencing Ordinance changes. The Council decided to send this back to Planning and Zoning. It was suggested the Councilmembers suggestions be given to Councilmember Black to take to Planning and Zoning.

15. Mayor Balch explained that many may think he does not like animals and that he is a city boy. He was raised in rural Utah, much more rural than Blanding. He had a dog his whole life and when the dog got into the chickens he had to put him down.

16. Jeff Black explained that after a meeting with LeGrande Johnson Construction, he had found out that asphalt prices have almost doubled. Mr. Webb recommended that we wait on doing the streets.
17. Mrs. Guen Smith explained that feels there should not be a working farm at the Swallows Nest.
18. Mr. Randee Bayles addressed Council on the following issues:
 - A. Reminded Council that the reason for voting on the water taps was due to the RAW water taps.
 - B. Feels the animal petition has to stand on it's own.
 - C. Explained that the building that was moved on to the Swallows Nest property was given one year to moved and restored or it would be burned.
 - D. People should have to take care of their dogs and keep them off others property.
 - E. Regarding the DEQ task force. Mr. Bayles explained that someone is going to have to go up their and tell those people how it is. The Governor is killing us on wilderness and everything else. Think very much about your vote.
19. Mr. Jim Kensley explained that he was one who grew up milking cows. You can smell them. Regarding the dogs, pitbulls can be the gentlest animals. He feels the major problem in Blanding is the government wanting to justify their jobs by making new laws and not enforcing the ones that are already on the books. Let's keep the dogs, but let's be responsible.

Meeting adjourned at 8:27 p.m.

By _____
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
March 8, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Kelly Laws
Dale Slade
Don Smith
City Administrator: Chris Webb
City Treasurer: Kate Turk
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Planner: Bret Hosler

Others Present: Tom Silver, Christina Guymon, Neil Joslin, Jami Yoakam, Jerry Adams, Phil Mueller, Crest Knight, Orlo Knight

1. The prayer was offered by Mayor Balch.
2. The Pledge of Allegiance was recited.
3. The minutes of the February 23, 2000 meeting were approved with the following changes:
 - Page 1, #6, "Nielson" should be "Nelson".
4. Christina Guymon with the San Juan High School National Honor Society explained to Mayor and Council that the Honor Society would be sponsoring an Easter Egg Hunt again this year and asked for the City to donate \$250.00 towards this event. **Councilmember Black moved that the City donate \$250.00 to the San Juan High School National Honor Society for the Annual Easter Egg Hunt. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

**Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith**

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

5. Jeff Black, General Services Director, presented the February 2000 Natural Gas and Water reports. There were no questions. Mr. Black reported that the 2 million gallon tank is draining through the system now. The tank is leaking approximately 11,000 gallons a day. It is being drained so the leak can be located.

6. Philip Palmer, City Engineer, discussed the following items with Mayor and Council:
 - A. Explained that there are 2 airport projects that will begin soon. The first is the crack sealing project which is estimated at \$8,000. The second is a lighting project. This project is estimated at \$150,000. The bid opening on this project will be March 21, 2000 at 10:00 a.m. in the City office. Mr. Palmer also made Mayor and Council aware that negotiations with the Ute Tribe regarding property issues at the airport are being reopened.
 - B. Explained that Cal Wadsworth would be coming in to back fill and finish up on the water tank. Claw Construction is finished with the distribution line. All that remains are asphalt repairs on 300 West.
 - C. Councilmember Smith asked Mr. Palmer if he knew anything regarding the weather reporting station at the airport. Councilmember Smith explained that it has been reporting inaccurately for approximately 2 weeks. Mr. Palmer explained that he would look into this problem.
7. Bret Hosler, City Planner, discussed the following items with Mayor and Council:
 - A. Presented the City Census that he had completed. Mr. Hosler explained that there are quite a few vacant dwelling units in the City. Mr. Hosler also explained how important these numbers are in receiving monies on federal programs.
 - B. Explained that the White Mesa Highway Project had finally gotten underway.
 - C. Explained that he had received a copy of a report that was done citing the inadequacies of the BLM's reinventory for wilderness areas. This report will be in the office if any would like to review it.
8. Mayor Balch explained that he had received correspondence from the Utah League of Cities and Towns inviting him or another member of Council to participate in a committee. After a short discussion, Mayor Balch stated that it would be discussed again at a later time, so as to allow more investigation on which committee and how many times a year they meet.
9. Councilmember Laws discussed the following items with Mayor and Council:
 - A. Reported that at 2:34, 3/8/00, Camp Jackson had 11.9 inches of water, 109% of average snow water equivalency. There was 11 to 12 inches increase in snow fall from Sunday morning to Monday morning.
 - B. **Councilmember Laws moved that a public hearing be scheduled regarding the animal ordinance changes. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Laws
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	Councilmember Black
	Councilmember Cook

constituting all members thereof, Mayor Balch declared the motion carried.

Mayor Balch asked Mr. Webb to schedule the public hearing and publish the changes as written.

10. Councilmember Slade followed up on the health care issue. He visited with Dr. MacArthur personally, and was told that Dr. MacArthur had heard nothing from the District on what he needed to do to comply so he could be granted hospital privileges. Councilmember Cook explained that he feels somewhere there is a big deception going on. He further stated that correspondence was supposed to have been sent to Dr. MacArthur. Councilmember Cook further explained that he is very concerned about the situation.

11. **Councilmember Smith moved that the public hearing regarding the General Plan open at this time. Councilmember Laws seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Balch declared the motion carried. The public hearing then opened at 7:30 p.m. A time limit of 2 minutes was set for this hearing. Mr. Hosler explained the General Plan is to help facilitate equitable and reasonable growth. There was not anyone signed up to speak on this issue. **Councilmember Cook moved that the public hearing regarding the General Plan close at this time. Councilmember Slade seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE

constituting all members thereof, Mayor Balch declared the motion carried. The public hearing closed at 7:32 p.m. This issue will be put on the next agenda for adoption.

12. Councilmember Smith discussed the following items with Mayor and Council:

- A. Explained that a Visitors Center Committee Meeting was held the previous evening. Councilmember Smith stated that they are doing their best to try and get at least two rooms ready to have something open for this tourist season. They are concerned about staffing it. Mr. Webb explained there is a program called "Green Thumb" which may help with this situation.
- B. Explained that he will be attending the UAMPS meeting Monday and Tuesday. His understanding is that there are some individuals who would like to drain Lake Powell. Members of UAMPS will be there to protest against this drainage. Councilmember Smith stated that the main reason for attending this meeting was to recognize the 20 year extension for the Colorado River Storage Power which is generated at Lake Powell.

13. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements. Councilmember Black asked what the disbursement to Cedar Mesa was. It was explained that it was a radio for the Police.
 - B. Reported on the progress of the Arts and Conference Center. He explained that the center is 95% complete. The main thing left to complete is furniture and fixturation. Mr. Webb approximates 30 to 60 days until completion.
 - C. Asked for approval regarding the weed abatement letter. Mr. Webb was instructed to put a copy of the letter in the next newsletter. Advise and consent was given for this letter to be used when needed.
 - D. Made Mayor and Council aware that he would be attending a Joint Highway Committee meeting on March 16th and 17th.

14. **Councilmember Cook moved that the Council adopt the Affordable Housing Plan. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Slade
	Councilmember Smith

Those voting 'NAY'	NONE
---------------------------	-------------

constituting all members thereof, Mayor Balch declared the motion carried. A copy of the plan is on page 5 of these minutes.

15. Mayor Balch asked Council to consider hiring a full-time animal control officer. This officer would be given the authority to write tickets. Mayor Balch stated that he believes the officer's salary could be offset by the tickets written and other animal income such as licensing. He asked that Council think about this issue.

16. **Councilmember Black moved that the public hearing regarding the changes to the zoning ordinance on fencing be opened at this time. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Slade
	Councilmember Smith

Those voting 'NAY'	NONE
---------------------------	-------------

constituting all members thereof, Mayor Balch declared the motion carried. The public hearing opened at 8:00 p.m. A time limit of 5 minutes was set. Mr. Hosler explained the changes. A discussion ensued regarding Council's concerns about certain portions of these changes. Mayor Balch explained that this was not the time to discuss Council's concerns regarding the proposed changes. This would be put on the agenda for adoption at the next meeting and Council could adopt it or not.

Affordable Housing Plan

City of Blanding

Whereas the health, safety, and general welfare of the residents of Blanding require regulations governing the location, size, type and housing styles; and

Whereas the City council and citizens desire to improve the community image through quality growth and economic development, which must include a broad variety of housing to meet the needs of most if not all of Blanding's Citizens; and

Whereas, Blanding City Council and Citizens have determined that the most productive results will be obtained through maintaining or improving in the following areas:

1. Limited zoning requirements
2. Broad zoning districts (R-2, MH, C)
3. Simple building permit process
4. Cost effective utility connection fees
5. Committed customer (citizen) service
6. Currently no impact fees
7. Maintaining a planning process that will review all planning documents to promote a wide variety of housing to serve all income levels
8. Promoting and supporting private sector development of housing through attention to the above listed government functions

Amendment Process

Any person may initiate a possible amendment, for further detail on this process, please refer to Section 12-800 of the Subdivision Ordinance.

Validity

If any section, subsection, sentence, clause or phrase of this Plan is, for any reason, held to be invalid, such holding shall not affect the validity of the remaining portion of this Plan.

Passed and adopted and ordered published by the Council of Blanding City, Utah this 8th
Day of MARCH, 2000.

Attest:

Chris D. Webb



Calvin Balch

Councilmember Cook moved that public hearing regarding the changes to the zoning ordinance on fencing be closed at this time. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried. The public hearing closed at 8:18 p.m.

Meeting adjourned at 8:20 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
February 23, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Clisbee Black

Terry Cook

Kelly Laws

Dale Slade

Don Smith

City Administrator: Chris Webb

City Treasurer: Kate Turk

General Services Director: Jeff Black

Others Present: Guen Smith, Jami Yoakam, Brian Bayles, John Black, Lant Webb, Allen Hunt, Cordell Black, Bryce Redd, Jeremy Redd, Phil Mueller, Mike Nielson, Cody Vick, Jens Wilson, Travis Holliday, Kade Lyman, Shawn Christensen

1. The prayer was offered by Councilmember Black.
2. The Pledge of Allegiance was recited.
3. The minutes of the February 9, 2000 meeting were approved with the following changes:
 - Page 3, 6b, street lights "area" should be "are".
4. Jami Yoakam explained that she had spoken with Rhett Maughan and a date of July 1, 2000 has been set for the Miss San Juan County Pageant. Anyone who wants to help with this pageant can contact Jami at CEU.
5. Mayor Balch questioned whether or not the natural gas incentives deadline could be extended. Mr. Webb informed him that \$30,000 was budgeted for this and \$28,000 has been used with approximately \$6,000 in process. The appropriated monies have been spent. To change this the budget would have to be opened. Mr. Webb recommended that the deadline not be extended. Mayor Balch agreed.
6. Mayor Balch stated that a new member needed to be appointed to the Swallows Nest Committee. He presented the name of Mike Nelson to the Council. Mike is the park manager at the Edge of the Cedars Museum. Mr. Nelson is agreeable and has sat on a visitors center board previously before moving to Blanding. Advise and consent was given by Mayor and Council. Mr. Webb was asked to send Mr. Nelson a letter officially appointing him to this committee.

7. A discussion was held regarding a proposed dog ordinance. Mr. Webb explained that he had added to this ordinance the outlawing of pitbulls. Mayor Balch stated he had a problem with 13-222 item b. He feels there definitely ought to be a different fee schedule for pets that have been neutered or spayed. Mr. Webb was instructed to add to the ordinance that on the first offense if the owner can prove the animal was spayed or neutered within 30 days of the offense, the fine would be waived. Advise and consent was given by Mayor and Council to advertise for a public hearing on this ordinance.

8. **Councilmember Laws moved to begin the public hearing at 7:30 p.m. regarding the Affordable Housing Plan. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

A time limit of 5 minutes was set for the public hearing. Mr. Webb explained that the City is required by the State government to have this plan in place. The concern behind the plan is that some cities within the State are becoming so restrictive they were discriminating against those who could not afford to comply to the guidelines. The State asked that a document be written that basically allows for areas that affordable homes can be built. In Blanding we do not have this problem because restrictions are very minimal compared to other cities. There were no questions or comments. **Councilmember Slade moved to close the public hearing at 7:32 p.m. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

9. Councilmember Cook welcomed the Scouts to the meeting and discussed the following items with Mayor and Council:

- A. Explained that a Recreation meeting had been held three weeks prior. Councilmember Cook explained that he feels the City needs to return to looking into developing a golf course and a baseball complex. He further explained that he feels the City should try to help come up with a building for Lori Farr's dance studio. Possibly a building that she could rent from the City. Councilmember Cook feels that Mrs. Farr's School of Dance is a Community Service that the City ought to foster. Mayor Balch asked where does the City stop? It is not possible for the City to help everyone in business. Councilmember Laws agreed and further stated that he totally disagreed with the golf course idea because the City does not have the water to keep a golf course running.

- B. Mr. Webb stated that he had received a notice that there are Parks and Recreation grant monies available for local projects in Utah. This would be a 50/50 match with the City. Mr. Webb explained that he felt this could be used for phase II of the Swallows Nest project. Mayor Balch gave Mr. Webb permission to submit for \$50,000 grant that would be used for the picnic area at the Swallows Nest.
 - C. Councilmember Cook made Mayor and Council aware that it was a strong possibility that he would be leaving Blanding later this year. He explained that it is not final as of yet, but there was a 90% probability of it happening.
10. Councilmember Laws discussed the following items with Mayor and Council:
- A. Began a discussion regarding a weed ordinance. Councilmember Laws feels that because of the investment of the City in curb & gutter there ought to be an ordinance to enforce people maintaining the weeds from the property owners side of the sidewalk to the curb. Mr. Webb explained that this falls under the nuisance ordinance at this time. A letter would be sent to the property owner and if they did not comply a citation would be issued through the Court. Councilmember Laws felt that this was fine, but it did need to be addressed.
 - B. Reported that Camp Jackson as of 1/22/00 was at 7.1 inches of water equivalence, 72% total precipitation for the year. He further stated that there is no irrigation water at this time.
11. Councilmember Slade discussed the following items with Mayor and Council:
- A. Explained that the 4th of July committee would be meeting tomorrow night, February 24, 2000.
 - B. Explained that he attended a County health board meeting and was informed that Dr. MacArthur is having a difficult time getting certified with our hospital. Councilmember Cook, who sits on that board, explained that they have requested certain information from Dr. MacArthur which has not been received by the Board. Councilmember Cook further stated that Mahana Fisher would be coming to Blanding in July to practice.
12. Councilmember Smith made Mayor and Council aware that tomorrow night is the San Juan County Advisory Board meeting. Water is one of the items on the agenda. He further stated that he met with Jim Kounkel from Denver who is doing a survey to see if the hospital would comply with regulations to get critical access so medicaid would pick up the total cost. Mr. Kounkel did not make any commitments regarding this.
13. Chris Webb, City Administrator, discussed the following items with Mayor and Council:
- A. Asked for questions on the financial disbursements. Councilmember Laws asked why the City was paying \$130.00 for a gel filled battery. He felt that if this battery outlasts the vehicle we should not be paying this much for them.
 - B. Explained that he would be at meetings March 1 - 6, 2000. The State will be for Wednesday through Saturday as he is a member of the board. Monday is a water quality meeting where he has requested they take the City planning advance and change it to a grant. This is for \$12,500.
 - C. The newsletter was approved by Mayor and Council.

14. Councilmember Smith moved that the Council adopt Ordinance Number 2/23/00. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Slade
	Councilmember Smith

Those voting 'NAY'	NONE
--------------------	------

constituting all members thereof, Mayor Balch declared the motion carried

15. Councilmember Cook moved that Council approve Resolution 2000-3 Establishing Policy for City Sewer Machine Use Outside City Limits. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Laws
	Councilmember Slade
	Councilmember Smith

Those voting 'NAY'	NONE
--------------------	------

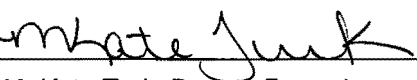
constituting all members thereof, Mayor Balch declared the motion carried

16. Councilmember Laws explained that he would like to return to the work session regarding the animal ordinance after this meeting.

17. Mr. Bryce Redd stated that he feels there are a number of citizens concerned about the loosening up of the animal ordinance. He further stated that the majority of the people would like to see it even stricter than it is. Councilmember Laws asked Mr. Redd to join them in the work session to see what the changes will be. Mr. Redd then explained that he bought his property knowing there would be no animals next to his home. He then stated that before anything is changed he feels the constituents ought to have some input. Councilmember Cook agreed with Mr. Redd that a far majority of the citizens would like to see this ordinance even stricter than it is.

18. Mr. Shawn Christensen explained that he thinks the property north of R&R looks very unsightly to those coming in to the City of Blanding from the North.

Meeting adjourned at 8:20 p.m.

By 
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
February 9, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Clisbee Black

Kelly Laws

Don Smith

City Administrator: Chris Webb

City Clerk: Patricia Bartlett

General Services Director: Jeff Black

City Engineer: Philip Palmer

City Planner: Bret Hosler

Absent:

City Councilmembers: Terry Cook

Dale Slade

Others Present: Neil Joslin, Jami Yoakam, Gayle Shumway, Teresa Frazier

1. The prayer was offered by Councilmember Laws.

2. The Pledge of Allegiance was recited.

3. The minutes of the January 26, 2000 meeting were approved as presented. Councilmember Smith asked Philip Palmer about to give a follow-up report on the airport land. Philip explained that he had met with Craig Halls and he is making contacts. Philip has not heard back from Mr. Halls.

4. Gayle Shumway, representing the Quilt Guild, explained that they would like to work with the City on the 4th of July. Mr. Webb explained that the Quilt Guild would like to take over the booths for this celebration. Mayor and Council agreed with this. A discussion ensued, after which Mayor Balch asked for advice and consent to allow the Quilt Guild to be in charge of the booths and the City to donate \$500 to them for advertising. Advice and consent was given. Mrs. Shumway also stated that she would be willing to serve on the 4th of July Committee.

5. Jeff Black, General Services Director, presented the City rental equipment sheet and proposal to change by eliminating equipment and restrict out of town servicing. **Councilmember Smith moved that Council adopt the City Equipment Rental Agreement as presented. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Laws

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Cook

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

After a short discussion, Mayor Balch asked Mr. Webb to draw up an agreement on the sewer machine rental outside city limits and present it at the February 26, 2000 meeting. A copy of the equipment rental form appears on page 2.



City of Blanding

City Equipment Rental Agreement

Date: _____
Customer Name/ Person Responsible on Acct: _____

Billing Address: _____

Customer Type: Government ☐
Contractor ☐

School District ☐
Individual ☐

Equipment Description: Back Hoe
Bucket Truck
Sewer Machine - w/o
Gas Line Fusing Tool - w/o
Pneumatic Piercing Tool
Sidewalk Forms 100 ft.
Curb Form 50 ft.
street sweeper - w/o

\$ Rate Per Hour	Restrictions-See Below
<input type="checkbox"/> w/o \$65.0	6
<input type="checkbox"/> \$60.00	1,2,6
<input type="checkbox"/> \$60.00	1,2,4
<input type="checkbox"/> w/o \$65.0	1,2,4
<input type="checkbox"/> w/o \$65.0	2,3
<input type="checkbox"/> \$100 Deposit	2,5
<input type="checkbox"/> \$200 Deposit	2,5
<input type="checkbox"/> \$100.00	1,2,Only with Mayor Approval

- Conditions & Restrictions:**
- (1) All rates on equipment with an operator will double on weekends, holidays, and after 3:30 p.m.
 - (2) Renters of city equipment must have a city business license and proof of insurance 100,000/300,000 minimum.
 - (3) This equipment will only be rented to a licensed contractor.
 - (4) This equipment will only be rented to a licensed plumber.
 - (5) This equipment will be loaned to contractors at no charge when used in completing curb, gutter, and sidewalk projects being completed under a city participation agreement.
 - (6) All equipment may be rented to other government entities including county, school district, recreation district, water conservancy district, state, cemetery, etc.

Agreement: The undersigned, hereby agrees to pay for the use of rented equipment in accordance with the rates and terms of this rental agreement. Renters will pay for equipment from the time it leaves the city shop until the time it is returned to the city shop. All equipment is rented or used at renters own risk. Renters will be required to pay for repair and or replacement of damaged equipment. It is hereby agreed that renter holds the City of Blanding harmless for all damages or injury associated with the use and rental of city equipment. Applicant also agrees to pay for all costs associated with the enforcement of this agreement and further agrees that the security deposit can be used for the same.

Accepted this _____ day of _____, 200__.

By: _____

Responsible Party: _____

Approvals: _____

City Representative: _____

Renter Verify Time Out: _____

City Representative: _____

Renter Verify Time In: _____

City Treasurer Received: _____

Date/Time Out _____

Date/Time In _____

6. Jeff Black, General Services Director, discussed the following items with Mayor and Council:

- A. Presented the January 2000 Natural Gas and Water Reports. Councilmember Smith explained that there was an error in the Dry Wash recording. Mr. Webb explained that it should be 0 there.
- B. Explained that he feels the street lights are all fixed. Councilmember Smith explained that the light on his corner is flickering. Councilmember Black explained that there is a street light on 4th and Center and one on 4th and 4th that are flickering also. Jeff stated that he thought the light on 4th and 4th had been fixed. **Councilmember Laws moved that the City advertise a \$500 reward for arrest and conviction of those responsible for destruction of City property such as street lights and signs. Councilmember Black seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Laws

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Cook

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

- C. Explained that the 2 million gallon storage tank is full just short of 6" - 8". It is showing some leakage. The pipeline is ready for pressure test on Thursday, February 10. Next week the new line should be ready to use.

7. Mr. Webb explained that there are three public hearings that can be advertised for if Council so desired. The fencing ordinance changes, affordable housing plan and general plan are ready for hearing. Mr. Hosler suggested that the affordable housing plan hearing be set for February 23, 2000 and the other two for March 8, 2000. Mayor Balch approved this. Mr. Hosler explained that he would give a report on the census at the February 26, 2000 meeting.

8. Mayor Balch discussed the following items with Council:

- A. Asked for Councils' suggestions on the 4th of July Committee. He would like a five to seven member committee. Mayor Balch asked for Council be ready to establish this committee at next meeting.
- B. On the advise of Tom Silver, Mayor Balch suggested that the City do what's necessary to outlaw Pit bull dogs in the City limits. Councilmember Laws suggested the City combine revisited dog ordinance and pit bull issue. Mayor Balch asked that a copy of the dog ordinance be put on the agenda for the next meeting.
- C.

9. Councilmember Laws stated that he feels the Council ought to look more closely at the weed ordinance and the enforcement of that. He asked that Mr. Webb put a copy of the nuisance ordinance regarding weeds in the next council packet. Councilmember Laws further stated that the City has spent budgeted monies on capital improvements on sidewalk and because of the weeds they are not even usable in some portions of town. Councilmember Laws asked that a work session be held regarding farm animals on Wednesday, February 16 at 7:00 p.m. Mr. Webb will check with Councilmembers Cook and Slade to see if they will be able to attend.

10. Councilmember Smith notified Mayor and Council that the Lions Club will be having their State meeting here right after deer season. He further stated that they will probably be interested in using the new Arts and Conference Center. It will be a three day convention. Councilmember Smith also suggested a letter be sent to Carol Hurst, widow of Riley Hurst, on behalf of the City for Mr. Hurst's contribution to the City while serving as Mayor.

11. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements. Councilmember Smith asked what the payments were for easements on Natural Gas. Mr. Webb explained that they were easements agreed to be paid for each year when the natural gas was installed. Councilmember Black asked what the disbursement to Young's Machine was. Mr. Black explained that it was a hydraulic pump for the dump truck and should not have been coded to natural gas.
- B. Updated Mayor and Council on the visitor center grant application. The grant application has been submitted, but he does not expect to hear on it until April. The request was for \$500,000.
- C. Explained to Mayor and Council that someone did file a claim against the hospital land. He stated that it may be thrown out because it was not filed on time. We have first position. Advise and consent was given by Mayor and Council to fight the claim and pursue clearing the title to the land.

12. Jami Yoakam asked what day the 4th of July would be celebrated. Mayor Balch explained that it would be celebrated on Tuesday. Jami asked about doing a pageant for the College on Saturday and she was encouraged to pursue this.

13. Councilmember Laws moved to retire to executive session. Councilmember Black seconded the motion. Mayor Balch repeated the motion and called for discussion. Hearing none, he called for a vote.

Voting was as follows:

Those voting 'AYE'

Councilmember Black

Councilmember Laws

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Cook

Councilmember Slade

constituting all members thereof, Mayor Balch declared the motion carried.

14. Council took a five minute break and retired to executive session at 8:25 p.m.

15. Council returned from executive session at 9:14 p.m.

Meeting adjourned at 9:14 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
January 26, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch
City Councilmembers: Clisbee Black
Terry Cook
Dale Slade
Don Smith
City Administrator: Chris Webb
City Clerk: Patricia Bartlett
General Services Director: Jeff Black
City Engineer: Philip Palmer
City Planner: Bret Hosler

Absent:

City Councilmembers: Kelly Laws

Others Present: Neil Joslin, Guen Smith, Jami Yoakam, Phil Mueller

1. The prayer was offered by Councilmember Slade.
2. The Pledge of Allegiance was recited.
3. The minutes of the January 12, 2000 meeting were approved as presented.
4. Jeff Black, General Services Director, presented the City rental equipment sheet and proposal to change by eliminating equipment and restrict out of town servicing. Mayor Balch asked Council to take this issue under advisement for vote at the next meeting. Mr. Webb recommended a five mile radius for renting city equipment including the sewer machine. Councilmember Cook asked staff to do some comparison pricing with other cities of our size. Mr. Black stated that a comparison is not available. Councilmember Slade informed Mr. Black that a street light was out on Main Street and there were four out on North 191.
5. Bret Hosler, City Planner, presented the 1999 Annual Building Report. Mayor Balch asked Mr. Hosler to have the Planning and Zoning Commission draft a resolution regarding commercial and residential signage, including a change to allow sandwich type signs in commercial areas, to present to Council for approval. After a short discussion, it was decided to go ahead and schedule public hearings on the General Plan, Fence Ordinance and Affordable Housing Resolution. Councilmember Cook questioned the sight triangle presented in the fence ordinance and Mr. Hosler clarified.

6. Councilmember Slade moved to begin the public hearing at 7:30 p.m. regarding the Proposed Purchasing Ordinance. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'	Councilmember Black
	Councilmember Cook
	Councilmember Slade
	Councilmember Smith
Those voting 'NAY'	NONE
Those absent	Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried.

Mayor Balch asked if anyone wanted to speak on the subject of the hearing. Seeing none, they closed the public hearing. There were no other comments. The public hearing closed at 7:35 p.m.

7. Mayor Balch discussed the following items with Council:

- A. Asked if there was any member of Council willing to serve on the Used Oil Committee. There were no volunteers.
- B. Asked for advice and consent to appoint Laurel Hawkins to the Board of Adjustments for a five year term ending in 2005. Advice and consent was given.

8. Councilmember Black reported on the Airport meeting that had been held on January 25, 2000. He explained that David Redd asked for more lighting and Jeff Black clarified that this was on order with UP&L. Philip Palmer talked of land issue dating back to 1988 with the Ute Tribe. Mr. Palmer stated the City needs to get the Tribe to deed the land to the City as agreed in 1988. Council instructed Mr. Palmer to pursue this. Councilmember Black further explained that David Redd would like the security gate left open between the hours of 7:00 a.m. and 5:00 p.m. He explained that he was not in favor of this and Mayor Balch stated that he agreed with Councilmember Black. Council made the decision to leave policy as is at the airport. Mayor Balch asked about the enterprise zone designation by San Juan County and Mr. Webb stated he would check on this item.

9. Councilmember Slade explained that he had spoken with Bill Howell with SEUAOG. Mayor Balch explained that a letter had been written approving the appointment of Councilmember Slade to that Board.

10. Councilmember Smith began a discussion regarding water leaks. His concern was that the customer was being notified when a problem was detected. Mr. Webb assured them that staff would bring potential problems to the attention of the customer as soon as we were aware of it.

11. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

- A. Asked for questions on the financial disbursements. There were none.
- B. Asked for approval to change the City Clean-up Day to May 6, 2000. Approval was given.
- C. Explained to Mayor and Council that he felt a memo regarding the repeater and educating people with the radios would be the best way to handle the radio problem. Mayor and Council agreed.

- D. Presented the incentive deadline as January 31, 2000 with 90 days to complete the service. It was agreed to look at new development on a one to one basis that may take longer than 90 days.

12. Councilmember Smith moved that the Council approve Resolution 2000-2 Extension of City Justice Court. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

Those absent

Councilmember Laws

constituting all members thereof, Mayor Balch declared the motion carried

13. Councilmember Slade discussed the fossil that would be coming to Blanding. He explained that the Discovery channel would be in town on Friday to do a story on this issue.

Meeting adjourned at 8:07 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder

**MINUTES OF A REGULAR MEETING OF THE
BLANDING CITY COUNCIL HELD ON
January 12, 2000
AT 7:00 P.M. IN THE COUNCIL CHAMBERS**

Present:

Mayor: Calvin Balch

City Councilmembers: Clisbee Black

Terry Cook

Kelly Laws

Dale Slade

Don Smith

City Administrator: Chris Webb

City Treasurer: M. Kate Turk

General Services Director: Jeff Black

City Engineer: Philip Palmer

City Planner: Bret Hosler

Others Present: Neil Joslin, Guen Smith, Kathleen Redd, Norman Nielson, Gary Guymon, Lynn Laws, Lorraine Laws, Danny Fleming, Joe B. Lyman, Jami Yoakam, Kim Smith, Lawrence Guymon, Dan Hurst, John Lyman

1. The prayer was offered by Kate Turk.
2. The Pledge of Allegiance was recited.
3. The minutes of the December 21, 1999 meeting were approved as presented.
4. Gary Guymon with the Blanding Chamber of Commerce discussed ways to enhance tourism in the community and make Blanding a destination rather than a pass-through towards another destination. Norman Nielson explained that one of the projects they would like to push is a cement wall on the east side of the cemetery. Chris Webb explained that he had spoken with the National Guard and was informed they would be willing to help with a clean-up day again this year. The day the National Guard suggested is May 13, 2000, which is a Saturday. Mayor and Council decided to set this day for the Annual Clean-up Day.
5. Lynn Laws questioned his options on his property being added to the grandfather map. He explained he had met with the Planning and Zoning Commission in August of 1998 and was led to believe the ordinance was going to be changed but it has not been. Councilmember Laws explained that Mr. Laws would need to bring his evidence and present it to the City Council and they would then decide if a public hearing was in order and the date for the hearing would be set. Mr. Laws then asked if he could be allowed to use his four wheeler when reading meters. Mayor Balch stated he would have to petition Council to make an exception in this case.

6. Kim Smith with the City Fire Department discussed his concerns regarding communications. Mr. Smith feels that the possibility of getting a separate radio line for the city employees, thus freeing up the line the fire department uses and the sheriff's office would not have to monitor the city line. Mayor Balch asked Mr. Webb to look into this further.

7. Joe B. Lyman, Cedar Mesa Products, explained to Mayor and Council that in the last six weeks the days that the sandwich sign is out he averages \$250.00/day. The days the sign is not out, they average \$30/day. Mr. Lyman was informed that the Planning and Zoning Commission would be discussing the sign issue at their meeting on Thursday, January 13. Mr. Lyman then stated that he feels the ATV Ordinance does need to be tightened up a bit, but he would hate to see it taken off the books all together.

8. Jeff Black, General Services Director, presented the 12/99 Natural Gas and Water Reports. There were no questions on these reports from Mayor and Council. Mr. Black also explained that there are street lights being shot out with 22's in several areas of town. Mayor Balch will bring this issue to the Police Department's attention.

9. Danny Fleming, Water Superintendent, explained that there will be a meeting regarding the Spruce Beetle, on January 19, 2000 at the City office at 10:00 a.m.

10. Councilmember Laws explained that the water content is 2.0 inches, the average is 4.9 and we are at 41% of average on water that will be available.

11. Mayor Balch discussed the following items with Council:

- A. Explained that the Council assignments have been redone and they are as follows:
Mayor Balch - Police, Front Office, Fire Department, Finances/Insurance
Councilmember Black - Planning & Zoning, Natural Gas, Animal Control, Airport
Councilmember Cook - Recreation, Education, Arts & Conference, Christmas Lights
Councilmember Laws - Water, Sewer, Maintenance Shop, SJ County Transp. District
Councilmember Slade - SEAOG, Streets & Roads, Health Care, Fourth of July
Councilmember Smith - Power Board Chairman, Chamber, Comm and Economic Development, Mayor Pro Tempore
- B. Explained that the state ordinance does state specifically that a person under 18 may not operate an ATV without a helmet, this needs to be added to the City's ATV Ordinance. This will be published in the paper in March.
- C. Asked Council to submit names for the Fourth of July Committee.

12. Councilmember Black welcomed Councilmembers Cook and Slade to the Council.

13. Councilmember Cook stated that he is very excited to be part of the Council and that it is an honor and a privilege to be part of this group.

14. Councilmember Laws also welcomed Councilmembers Cook and Slade stating that it would be an experience of a lifetime and that he is looking forward to working with them both.

15. Councilmember Laws then began a discussion regarding the animal ordinance and his proposed changes. He would like to see Section 1 changed to use Animal Unit Month's instead of the current use of ½ acre per horse. He would also like to see the section on grandfather rights be change in that citizens would have to have an animal on the property one day of the year to keep their grandfather rights rather than 30 consecutive days. He would also like added if there are animal storage facilities and they are kept up showing an intention to keep animals on the property. After a short discussion, Mayor and Council decided to have a work meeting at 6:00 p.m. on January 26, 2000, right before Council meeting to discuss this issue.

16. Councilmember Slade explained that he is glad to be a member of this Council.

17. Councilmember Smith explained that he was glad to see the crack sealing being done and asked if we had rented the crack sealer. Mr. Black explained that it was rented from Monticello City.

18. Chris Webb, City Administrator, discussed the following items with Mayor and Council:

A. Asked for questions on the financial disbursements. There were none. Mr. Webb explained to Council that there are copies of the financial statements and variance reports on the budget available for them at any time in the office.

B. Explained that during the last audit it was brought to his attention that the City purchasing policy needed to be fine tuned. Philip Palmer suggested that on Page 26, instead of saying "State of Utah and it's subdivisions", it should read "interlocal". Council agreed. **Councilmember Laws moved that a date be set for a public hearing on this policy. Councilmember Cook seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:**

Those voting 'AYE'

Councilmember Black

Councilmember Cook

Councilmember Laws

Councilmember Slade

Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

The public hearing was set for January 26, 2000 at 7:30 p.m.

C. Updated Mayor and Council on the Peak Cablevision issue. Mr. Webb explained that he spoke with Rick Bailey at San Juan County and Mr. Bailey assured him the County has no intention of pulling out of, disbanding, or taking the signal off the mountain. Their desire was to open dialog with Peak to see if they could get their participation in the process of upgrading.

D. Explained that he had attended the SMARTUTAH forum. Mr. Webb stated this was started to inform the community and educate about business over the internet. This was set up by Governor Leavitt to advance technologies in rural communities.

19. Councilmember Smith moved that the Council approve Resolution 2000-1 Appointing officers of the City. Councilmember Black seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried

20. Councilmember Laws moved that Council retire to executive session to discussion legal matters. Councilmember Smith seconded the motion. Mayor Balch repeated the motion and asked for discussion. Hearing none, he called for a vote. Voting was as follows:

Those voting 'AYE'

Councilmember Black
Councilmember Cook
Councilmember Laws
Councilmember Slade
Councilmember Smith

Those voting 'NAY'

NONE

constituting all members thereof, Mayor Balch declared the motion carried.

21. Council took a 5 minute break and retired to executive session at 8:45 p.m.

22. Council returned from executive session at 9:05 p.m.

Meeting adjourned at 9:10 p.m.

By M. Kate Turk
M. Kate Turk, Deputy Recorder



CITY OF BLANDING

“Base Camp to Adventure”

50 West 100 South Blanding, Utah 84511 (435) 678-2791 / Fax (435) 678-3312 / E-Mail - blandingcity@sisna.com

RESOLUTION 2000 - 1

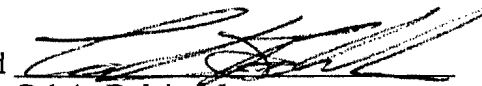
A RESOLUTION APPOINTING OFFICERS OF THE CITY OF BLANDING

BE IT RESOLVED by the City Council of the City of Blanding, Utah that the following named persons be appointed to the following offices for the respective periods shown:

Chris D. Webb	City Administrator	1/12/00-12/31/01
	Recorder	1/12/00-12/31/01
	Purchasing Agent	1/12/00-12/31/01
	Procurement Officer	1/12/00-12/31/01
	Budget Officer	1/12/00-12/31/01
	Emergency Coordinator	1/12/00-12/31/01
M. Kate Turk	City Treasurer	1/12/00-12/31/01
	Assistant EMG Coordinator	1/12/00-12/31/01
Philip L. Palmer	City Engineer	1/12/00-12/31/01
Melvin M. Halliday	City Marshall	1/12/00-12/31/01
	(ex-officio Chief of Police)	
Preston Nielson	Justice of Peace	1/12/00-12/31/01
Gorden Hawkins	Fire Chief	1/12/00-12/31/01

PASSED, ADOPTED and APPROVED this 12th day of Janaury, 2000.

Signed


Calvin Balch, Mayor

ATTEST:


Chris D. Webb, Recorder

